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BRANT DANIEL J-85968 po. Box 290066 Represa, CA. 95671 STRH #174

FILED

MAR 0 1 2023

THE UNITED STAES DISTRICT COURT
OF THE EASTERN DISTRICT OF CALIFORNIA

BRANT DANIEL, PLAINTIFF,

V.

O JEFFERY LYNCH, WARDEN AT CIP FAC

- DISU: 5. RAMIREZ,
- 3) ISU! K. LEE,
- 4) officer DETIMBINE, DEFENDANTS,

CASE # 1:BOV 0384 AC

FIRST AMENDED COMPLAINT AND DEMAND FOR JURY TRIAL.

INTRODUCTION

D PLAINTIFF BRANT DANIEL IS A FEDERAL PRETRIAL DETAINEE INCARCERATED AT CALIF DEPARTMENT OF CORRECTIONS AND REHABILITATIONS CSP SACRAMENTO (CSP SAC) PRISON ON A U.S. MARSHEL CONTRACT.

DON JULY 8, 2019 PLAINTIFF WAS TRANSFERED FROM COREORAN STATE PRISON TO CSP - SAC TO FACE FEDERAL RICO CHARGES CASE # 2:19-C1-00107-KJM

3) upon plaintiffs arrival to ESP-SAC He was placed in Solitary Confinement "Short Term Restricted Howing" (STRH) unit cell #197. ON CONVICTED STATE STATUS YET WAS/IS A PRETIMAL FED. PHISMEU.

4) Plaintiff remained housed in STRH # 197 until OCT 7, 2020 When he was framed on a new CDCR Rule violation 115, and a weapon was planted in his cell # 197.

5) ON OCT 10, 2020 Plaintiff was sent to an outside Hospital, "SAN Joaquinn Hospital" for Major spine Surgery, where he remained for 7 days and was returned back to his cell # 197 in STRH.

6 on oct 13, 2020 plaintiff was rushed back out to san Joaquinn Hospital due to an emergancy and blood clots, where he stayed until oct 26, 2020.

D byon Plaintiff's return back to "CSP SAE" "STRH"

unit, He was told he no longer lives in STRH and he
was move to the AI " psychaitric Service Unit",

(PSU) which is reserved for the "severe mentally ill

Inmates." Plaintiff was Not mental health and has

Never been. He let Staff know this was illegally done

Only to retaliate against him, us a PRETRIAL Prisoner)

1 Upon plaintiff's arrival into the AI PSU unit he demand to speak to his Federal RICO case Lawyers, and the Captain or whoever ordered his move to psu for which he's not qualified to be in.

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Plaintiff filed numerous 602 trimate appeals, and took issue with this due to his two major opperations and being thrown into a PSU unit for CDCris most severe cases of mental illnesses. All fell on deaf ears. (See Exhibit A, B, C)

10 In Jan 2021, Plaintiffs Fed. RICO case afterneys filed on this torture and abuse of him to the Chief Judge Kimberly Mueller. Once filed motions the media got ahold of it and many articles were done on this issue.

10 on april 27, 2021, finally plaintiff was moved back into his prior unit "STRIT" again, after he spent 6 long torturous months in PSU with the craziest of inmutes kicking and banging cull doors 24-7, throwing urine & feers all over their cells the unit, etc. constantly torturing plaintiff post-opperation.

12 Plaintiff was harrarsed, threatend and told that if he don't confess to his Rico case or his attorneys don't win transfer metions he'll never get out of PSU unit and it'll all get 10 x worser for him, by C/O Desinoine on march 21, 2021 for No reason at all. (See EXhibit D)

(3) Isu: Ramirez planted the weapon in plaintiff's cell, and falsifed a 115 for Conspire to kill an officer, on Oct, 7, 2020. This led up to plaintiff being moved, punished and tortured for 6 mos of psu insanity unit. (SEE Edhibit E)

(14) COCR does not put normal gen, pop prisoners any where around such "PSU mental" housing to live in for 6 months, 1

- (15) ON Aug 12, 2022, Plaintiff flat out was vendicated at his 115 hearing for this falsified 115 and He was found "NOT GUILTY!!" An all out COCR aquital. But yet the plaintiff was punished of tortured harrassed for 6 long Months au for Nothing. Plaintiff is and was NOT Guilty!
- (16) Plaintiff is facing the most harshest penalty in the land and is facing "Federal Peath Penalty" as he's going through all of this inhame and corrupt ACTS done up on plaintiff.
- (17) This was a planned retaliatory corrupt action by prison management and Isu in order to inflict as much distress on plaintiff as possible in order to pressure him within his RICO case, and done to him due to retaliation because plaintiff was a Hunger striker at Pelican Bay state Prison stu 2011-13.
- (18) Plaintiff determined that it is by CDER, "Psu Requirements and Policies he should're never been Placed IN that cell block due to the FACT that He's never had any mental health disorders ever. And left there for 6 Menths long.
- plaintiff is challenging the constitutionality of this retaliatory placement in a PSU cell block restricted for the most severe mentally ill Prisoners -

who cannot function in a normal prison like setting and who cannot function anywhere in corrother than PSU; and Plaintiff is Challenging the proceedures that allowed a corrupt action by a rogue group of officers to plant a weapon in his cell, punish a pretrial prisoner for it, abuse and torture him via PSU housing for 6 Months, and after all said and done the Plaintiff was found Nort Guilty.

(20) All this done to the Plaintiff even after it was revealed by "Whistle Blower" Kevin Steele that rooms

reverted by "Whistle Blower" Kevin Steele that rogue cops at CSP SAC were setting up inmates, planting weapons and drugs in their cells and falsifying reports, write - up 115, confidential memor etc. Nobody at the prison did anything to try to help me from worder Jeff Lynch on down.

CD Finally after 2.5 yes and several attempts to clear my name, and halt the retaliation I finally was vendicated and found Not Couilty. Kevin Steele had stepped forward to reveal he had first hand knowledge as I claimed since out 7, 2020; that IGI/ISU Officers were planting weapons, drugs and falsitying 115; reports etc. Kevin Steele declared to the SAC CO. District Attorney (DA) that my 115 is bogus. He told my Rico case attorneys that my claims are true, valid, and that IGI's concerted efforts to intentionally violate my constitutional Rights and use their position of trust under color of law to torture and harrass the plaintiff for their own to torture and harrass the plaintiff for their own to

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- purpose by retaliatory means - All is stru ongoing by the directives of Jeff Lynch the CSP-SAC Warden.

Jurisdiction

(EZ) This cause of action arises under the United states Constitution, enforceable pursuant to 42 U.S.C. 1983. Jurisdiction is proper pursuant to 28 U.S.C. 98 2201 and 2202.

Venue

(23) Venue is proper und 28 u.s.c. \$ 1391 (b)(2) because the events and omissions give rise to the dains occuring in this district.

Parties

(24) Plaintiff Brant Daniel is a Pretrial Federal Detainee incarcerated by CDCR, CSP-SAC and is still currently howed in STRH unit solitary confinencet, under No Disciplinary Actions.

(25) Defendant, worden Jeff Lynch is Still the warden at CSP-SAC and has absolute control and responsibility for all correctional officers employed at CSP-SAC, thus Defendant Lynch is responsible for the acts complained of herein, via his capacity as policy maker. He is sued in his official capacity for in-Juactive relief, and in his individual capacity for damages -

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Officer for the Investigative service unit (Isu) is being sued in his capacity as an intelligent officer with access to all parts of the prison, and access to all parts of the prison, and access to all types of weapons, drugs and other contraband. He is being sned in his official capacity for injunctive relief, and in his individual capacity for danages.

(27) Defendant K. Lee who was the Intellegence service officer (ISU) is being sued in his capacity as an - intelligent officer with access to all Parts of the prison, and access to all types of weepons, drugs, and any type of contraband. He is sued in his official capacity for injunctive relief and his individual capacity for damages.

(28) correctional officer Derimoine, who is an officer in the prison and is being used in his capacity as an officer with access to all parts of the prison (csp-sax) to threaten, hamass, and abuse his authority. He is sued in his official capacity for injunctive relief and his individual capacity for domoges.

Statement of FACTS

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(29) Plaintiff, Brant Daniel incorporates all facts previously and further avers as follows:

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30 on July 8. Zoig Plaintiff was transferred to CSP-SAC to began legal proceedings in his Fed. Rico

 in which he can be punished up to a death sentence. He was placed in "Short Term Restricted Houring" STRH#197.

- (31) On oct 7, 2020 Isu: Ramirez and Lee both took part in planting a weapon in Plaintiff's Mattress in his cell. (See write up 115 exhibit)
- (32) ON OCT 10, 2020 Plaintiff went to San Joaquinn for a major spine surgery; HE returned to his Lell on OCT, 17, 2020. And was rushed back out to the Hospital for post op Problems of Blood Clota.
- 33) ON OCT 27, 2020 upon plaint: ffs return to CSP SAC from Jan Joaquinn Hospital he was moved to A1 psychiatric Service unit (psu) and remained there for 6 months.
- (By) IN March 21, 2021 (10 Dalimoine (defendant) came to plaintiff A1 arrighed Cell (A1 111) and threatend, howeversed and told plaintiff to just confess to his Rico case it it all stop. And if his Rico case attorneys didn't Will the transfer motions it is get 10 x worser on Plaintiff,
- 35) ON April 27, 2021 after 6 mos of Psu torture housing plaintiff was moved back into STRIA again.
- (36) ON Ay 12, 2022 Plaintiff had his disciplinary 115 hearing on the bogus allegations and Plaintiff was found Not builty completely vendicated and punished for nothing.

Claim For Relief First claim

First Amendment Violation: Retaliation.

Defendants Warden Jeff Lynch, Go S. Ramairez,

Go K. Lee, and Go Desimoine Violated Plaint: If s

First Amendment Rights under the United States Con
stitution for retaliatory Actions against plaint: If.

Supporting facts: All the above defendants violated plaintiff's First Amendment Rights by planting an inmate Manifactured beapon in plaintiff's cell, and then placing him in a PSU restricted housing unit for 6 Months for the Most severly mental ill inmates, and taking other harassing measures to coerce plaintiff into Confessing on plaintiff's ongoing Federal Rico case in the Eastern District.

Injury: Potential harm consistant with u.s. LAW.

MEMORANDUM POINTS AND Authorities in support of claim.

FIRST Claim

Plaintiff states a Clear and simple claim of retalisation over a 3-5 yrs period, and to try to coerce plaintiff into false confession by removing plaintiff from the Short Term Restricted Howing (STRH) which was the proper housing as he judicates his Federal case. Defendants falsified evidence ultimately moving plaintiff to a designated housing unit for the mentally ill Inmates, to -

retaliate against plaintiff over false bogus claims, which plaintiff was eventually able to prove were blatently false and fabricated, by corrupt correct—ional officers. This placement in the psychiatric thousing Unit (PSU) for the 6 month is a clear Violation of Plaintiff's First Amendment Rights under the U.S. Constitution. SEE! Demallory V. Cullen, BSS F. 2d 442, 444—46 (7th Cir 1988) The allegation of a prisoner boused in a High Security unit with Prisoners with mental illnewer.)

The Courts have required that the use of seclusion and restraint to legit: mate Mental health purposes. See: Buckley V. Rogerson, 1133 F.3d 1128, 1127 — 30 (8th Cir 1998)

However Minimal may be the process due to prisoners before segrogation that process is insufficient when it has been contaminated by the introduction through state action of false evidence in itself violates Due process Clause. The Fact that Prisoners are not entitled to the full panoply of procedural Protections afforded at trial when they are sub-vect to internal prison Discipline does not deprive then of Fundamental Right not to have state officials make purposely False statements about them. See:

Morrison V. Leferre, 592 F. Supp. 1052, 1074

(S.D.N.Y 1984.)

The pyshiatric service unit is solely designated for Mentally disturbed inmater and -

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Defendants placing plaintiff in this setting was "Atypical And Significant Hardship" that plaintiff suffered under, Sandin V. Conner, 515 U.S. 472, 484, 115 S. Ct. 2293 (1995)

Claim II

Eighth Amendment of the U.S. Constitution Violation; The totality of conditions plaintoff suffered for six months violated his Eighth Amend. Rights to be free from cruel and unusual punishment, The Defendants clearly violated plaintoffs Eighth Amend. Rights when punishons him, and using the Psu unit to Cause him harm, his health and well being to be jeopardized.

Claim III

Fourteenth Amendment violation: Due process. Defendants violated Plaintiffs Fourteenth Amendment to the U.S. Constitution by arbitrarily Placing him is extreme hostile isolation for the most severe mentally III Inmater without such diagnosis by a Lic. Psychologist as COCR'S Title IS PSU Requirement mendates. Plaintiff has a liberty interest in their Defendants actions result in conditions of confinement that are much worse than for pormal Federal Pretrial Detaineer.

Exhaustion of Renedics

Plaintiff has Exhausted an available remedies to the best of his abilities in CDCR 1 (See exhibits

Prayer For Relief

Wherefore, plaintiff prays that this Honorable court grant the following relief:

- a) Declare that the Defendant, acts and omissions Wiolated Plaintiff's Constitutional Rights and Federal Laws;
- b) enter an injunction requiring the defendants, their agents, subordinates, employees and all others acting in concert with them to Cease their ongoing constitutional and unlawful practices and to renedy their violations of the constitution and the law;
- c) Enter an injunction requiring défendants to restore all Rights and privilèges;
- d) Award plaintiff reasonable costs and feer
- e) And grant the plaintiff all General pop privileges where he is housed still in STRH, and any and all such other relief as this court may deen proper and just.

Respectfully submitted, on Feb2800, 2023

Brant Daniel

Breat Doniel J 85968

MEXHIBIT A "

602 APPEAL

STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS AND REHABILITATION

DCR 602 (REV. 03/12) IAB USE ONLY			Side I
IAB USE ONLY	Institution/Parole Region:	LOG #: 5:	3592_
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You may appeal any California Department of Corrections and Rehabilitation idverse effect upon your welfare and for which there is no other prescribed Regulations (CCR), Title 15, Section 3084.1. You must send this appeal and a lays of the event that led to the filing of this appeal. If additional space is neede juidance with the appeal process. No reprisals will be taken for using the appeal appeal is subject to rejection if one row of text per line is exceeded.	method of departmental re any supporting documents to d, only one CDCR Form 602- I process.	the Appeals Coord A will be accepted.	able. See California Code of dinator (AC) within 30 calendar
Name (Last_First): CDC N	ember: Unit/Cell Nu	mber:	Assignment:
Daniel Brant J	85968 A		NA
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I/ms of another classifications	H IMMED	iately	ш
Supporting Documents: Refer to CCR 3084.3. Yes, I have attached supporting documents.		/	(C)
List supporting documents attached (e.g., CDC 1083, Inmate Property Inventor	y; CDC 128-G, Classification	Chrono):	
			L
No, I have not attached any supporting documents. Reason:			
		n. arraman na n	
Inmate/Parolee Signature: Bas TP 2019	Date Submitted: $10-2$		(I)

C. First Level - Staff Use Only		Staff	- Check One: Is CDCR 602	-A Attached? Yes No
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☐ Cancelled (See attached letter) ☐ Accepted at the First Level of Re				
Assigned to:		Title:	Date Assigned:	Date Due:
Your appeal issue is: Granted See attache	☐ Granted in Part dissatisfied with			a yang sahahining mala disam-masaha yadan apamasa aran dang mananamahinan yang manapila at di aran sahar
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Reviewer: (Post Name)	***************************************			
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STATE OF CALIFORNIA INMATE/PAROLEE APPEAL CDCR 602 (REV. 03/12) DEPARTMENT OF CORRECTIONS AND REHABILITATION

Side 2

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STATE OF CALIFORNIA INMATE/PAROLEE APPEAL FORM ATTACHMENT

Inmate/Parolee Signature:

DEPARTMENT OF CORRECTIONS AND REHABILITATION

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Attach this form to the CDCR 602, only if more space is needed. Only one CDCR 602-A may be used Appeal is subject to rejection if one row of text per line is exceeded. WRITE PRINT or TYPE CLEARLY in black or blue ink. aniel A. Continuation of CDCR 602, Section A only (Explain your issue) : D CD. B. Continuation of CDCR 602, Section B only (Action requested):

Date Submitted:

Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 17 of 91

STATE OF CALIFORNIA
INMATE/PAROLEE APPEAL FORM ATTACHMENT
CDCR 602-A (REV. 03/12)

DEPARTMENT OF CORRECTIONS AND REHABILITATION

Side 2

D. Continuation of CDCR 602, Section D only (Dissatisfied with	First Level response):
Inmate/Parolee Signature:	Date Submitted:
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Inmate/Parolee Signature: Inmate/Parolee Signature:	

TITLE 15

DEPARTMENT OF CORRECTIONS AND REHABILITATION

\$3341.3

- 3. Repealer and new section filed 6-1-2015 as an emergency; operative 6-1-2015 (Register 2015, No. 23). Pursuant to Penal Code section 5058@, a Certificate of Compliance must be transmitted to OAL by 11-9-2015 or emergency language will be repealed by operation of law on the following day.
- Certificate of Compliance as to 6-1-2015 order transmitted to GAL 10-19-2015 and filed 12-3-2015 (Register 2015, No. 49).
- 5. Amendment of subsections (a)-(c) and new subsection (e) filed 10-9-2017 as an emergency; operative 10-9-2017 (Register 2017, No. 41). Pursuant to Penal Code section 5058.3, a Certificate of Compliance must be transmitted to OAL by 3-19-2018 or emergency language will be repealed by operation of law on the following day.
- 6. Amendment of subsections (a)-(c) and new subsection (e) refiled 3-5-2018 as an emergency; operative 3-19-2018 (Register 2018, No. 10). Parsuant to Penal Code section 5058.3, a Certificate of Compliance must be transmitted to OAL by 8-27-2018 or emergency language will be repealed by operation of law on the following day.
- Certificate of Compliance as to 3-5-2018 order transmitted to OAL 8-21-2018 and filed 10-3-2018 (Register 2018, No. 40).

3341.1. Protective Housing Unit.

Protective Housing Unit (PHU). A PHU houses immates whose safety would be endangered by general population immates and provides secure housing and care for immates with safety concerns of such magnitude, that no other viable housing options are available.

- (a) An inmate may be placed in PHU in accordance with the following criteria:
- The immate does not require segregated housing placement for reasons other than protection.
 - (2) The inmate is not documented as an affiliate of an STG-I.
- (3) A classification committee has determined that the inmate does not pose a threat to the safety or security of other inmates similarly housed in the PHU.
- (4) The inmate has specific, documented and verified safety and/or enemy concerns, likely to and capable of causing the inmate great bodily injury if placed in the general population.
- (5) The inmate has notoriety likely to result in great bodily injury to the inmate if placed in general population.
- (6) There is no alternative placement available that can both ensure the inmate's safety and provide the level of custody required for the appropriate control of the inmate's movement.
- (b) The inmate's uncorroborated personal report, the nature of their commitment offense or a record of prior protective custody shall not be the sole basis for protective housing unit placement.
- (c) The DRB shall retain sole authority for the placement and removal of inmates from PHU.

NOTE Authority-cited: Section 5058, Penal Code. Reference: Sections 5054 and 5068, Penal Code.

HISTORY:

- New section filed 6-1-2015 as an emergency; operative 6-1-2015 (Register 2015, No. 23). Pursuant to Penal Code section 5058.3, a Certificate of Compliance must be transmitted to OAL by 11-9-2015 or emergency language will be repealed by operation of law on the following day.
- Certificate of Compliance as to 6-1-2015 order transmitted to OAL 10-19-2015 and filed 12-3-2015 (Register 2015, No. 49).

1.2. Psychiatric Services Unit.

sychiatric Services Unit (PSU). A PSU provides secure housand care for immates with diagnosed psychiatric disorders not iring inpatient hospital care, but who require placement in ing equivalent to Security Housing Unit (SHU), as described ction 3341.3.

) An inmate shall be housed in a Psychiatric Services Unit I), if:

- (1) The immate is included in the MHSDS at the Enhanced Outpatient Program (EQP) level of care and the immate's conduct has resulted in either a determinate SHU term, administrative SHU term or requires placement in the Security Threat Group (STG) SDP.
- (2) The inmate is included in the Developmental Disability Program at DD3 and the inmate's conduct has resulted in either a determinate or administrative SHU term.
- (b) Staff shall not postpone a CSR referral for any inmate requiring placement in a PSU,
- (c) The CSR shall document any pending issues, such as disciplinary matters, SDP program placement, DA referrals or investigations, on the CDC Form 128-G (Rev. 10/89) identifying the sending institutions responsibility for resolving any outstanding concerns.
- (d) Inmates assigned to PSU shall be classified pursuant to section 3341.8.

NOTE: Authority cited: Section 5058, Penal Code. Reference: Sections 2933.6, 5054 and 5068, Penal Code; Madrid v. Gomez (N.D. Cal. 1995) 889 F.Supp. 1146, 1278; Coleman v. Wilson 912 F.Supp. 1282 (E.D. Cal. 1995); and Clark v. California 123 F.3d 1267 (9th Cir. 1997).

HISTORY:

- New section filed 6-1-2015 as an emergency; operative 6-1-2015 (Register 2015, No. 23). Pursuant to Penal Code section 5058.3, a Certificate of Compliance must be transmitted to OAL by 11-9-2015 or emergency language will be repealed by operation of law on the following day.
- Certificate of Compliance as to 6-1-2015 order, including amendment of subsection (c), transmitted to OAL 10-19-2015 and filed 12-3-2015; amendments effective 12-3-2015 pursuant to Government Code section 11343.4(b)(3) (Register 2015, No. 49).
- 3. Amendment of subsections (a)(1) and (c) filed 10-9-2017 as an emergency; operative 10-9-2017 (Register 2017, No. 41). Pursuant to Penal Code section 5058.3, a Certificate of Compliance must be transmitted to OAL by 3-19-2018 or emergency language will be repealed by operation of law on the following day.
- 4. Amendment of subsections (a)(1) and (c) refiled 3-5-2018 as an emergency; operative 3-19-2018 (Register 2018, No. 10). Pursuant to Penal Code section 5058.3, a Certificate of Compliance must be transmitted to OAL by 8-27-2018 or emergency language will be repealed by operation of law on the following day.
- Certificate of Compliance as to 3-5-2018 order transmitted to OAL 8-21-2018 and filed 10-3-2018 (Register 2018, No. 40).

3341-3. Security Housing Unit.

An inmate whose conduct endangers the safety of others or the security of the institution shall be housed in a Security Housing Unit (SHU) to complete an administrative SHU term or for a determinate period of time, if found guilty for serious misconduct pursuant to section 3341.9(e). CDCR staff shall not place inmates into a SHU, Administrative Segregation Unit, or the SDP solely on the basis of their validation status.

(a) CDCR shall not house any inmate within the SHU at Pelican Bay State Prison (PBSP) for more than 5 continuous years. Inmates housed in the PBSP SHU requiring continued SHU placement beyond this limitation will be transferred to another SHU facility. Inmates who have previously been housed in the PBSP SHU for 5 continuous years can only be returned to PBSP SHU if that return has been specifically approved by the DRB and at least 5 years have passed since the inmate was last housed in PBSP SHU.

Immates may request in writing that they be housed in the PBSP SHU in lieu of another SHU location, but such a request must be reviewed and approved by the DRB. An immate's request to remain housed in the PBSP SHU shall be documented by the ICC in the CDC Form 128-G, (Rev. 10/89) Classification Chrono, which is incorporated by reference, at each scheduled ICC review.

(h) A break in continual restrictive housing is defined as the inmute being released from the SHU, received in non-restricted

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housing at the assigned institution/facility and has attended his Initial Classification Committee. In addition, when an immate is paruled, discharged or otherwise out of CDCR custody, that time shall be considered a break in continual restrictive housing.

(c) Placement in SHU shall be based on the following criteria:

- (1) Administrative SHU as defined in Section 3000. An inmate in the following circumstances may be assessed an administrative SHU term by the DRB when the DRB articulates a substantial justification for the need for SHU placement due to the inmate's ongoing threat to safety and security of the institution and/or others. and the inmate cannot be housed in a less restrictive environment
- (A) Upon completion of a determinate SHU term, the DRB determines the inmate's case factors are such that overwhelming evidence exists supporting an immediate threat to the security of the institution or the safety of others.
- (B) The inmate who has a substantial disciplinary history consisting of no less than three SHU terms within the past five years and substantial justification for the need for continued SHU placement due to the inmate's on-going threat to safety and security of the institution and/or others, and the inmate cannot be housed in less restrictive housing.
- (C) The inmate who is currently serving an administrative SHU term and continued retention is required because 1) the inmate's case factors are such that overwhelming evidence exists supporting an immediate threat to the security of the institution or safety of others; or 2) the inmate has a substantial disciplinary history consisting of no less than three SHU terms within the past five years.
- (2) Determinate SHU. An inmate shall be assessed a determinate SHU term when the inmate is found guilty of a Rules Violation Report for an offense specifically listed in subsection 3341.9(e) and ICC has determined the inmate presents a threat to the security of the institution and/or the safety of others.
- (A) A determinate SHU term shall be computed using the SHU Term Assessment Chart, pursuant to subsection 3341.9(e), utilizing the SHU Term Assessment Worksheet. All determinate SHU terms shall be assessed at the expected term for the offense, in the absence of mitigating or aggravating factors, as listed in subsections
- (B) The SHU term effective date shall be the date of placement 3341.9(b) & (c). in administrative segregation or upon the date of discovery of the information leading to the disciplinary charge, whichever occurs
- (C) Inmates shall be assessed a determinate SHU term for serious misconduct occurring while on administrative SHU status provided the inmate is found guilty of an offense listed in subsection 3341.9(e). The administrative SHU status shall run concurrently to any/all assessed Determinate SHU terms, whether active or suspended, and upon the MERD the administrative status
- (D) Only rule violations occurring within the past 5 years on an will continue. inmate's current CDCR number which warrant a SHU assessment shall be addressed by ICC and reviewed by the CSR. ICC shall assess the appropriate SHU term per 3341.9(e) and one of the following actions:
 - 1. Impose/Re-impose
 - 2. Impose/Re-impose and Suspend
 - 3. Impose/Re-impose and Suspend in Entirety

Re-imposed SHU terms shall be addressed in accordance with section 3341.6.

- (A) The inmate is a validated STG affiliate and placed in the SDP by ICC or DRB in accordance with the following:

- 1. STG-I Member, Associate, or Drop-out: the validated affiliate, being found guilty of STG related behavior, as identified in section 3378.4(a), STG Disciplinary Matrix and which is also identified in section 3341.9(e) SHU Term Assessment Chart, within the preceding two (2) years. For the Drop-out affiliate, the behavior must identify the inmate is a STG member or associate of the same STG with which the inmate was previously validated.
 - 2. STG-II Member, Associate, or Drop-out: the validated affiliate being found guilty of two serious STG related rules violation reports as listed in section 3378.4(a) STO Disciplinary Matrix and which are also identified in section 3341.9(e) SHU Term Assessment Chart within the preceding four (4) years, and upon completion of the most recent expired MERD. For the Drop-out affiliate, the behavior must identify the inmate is a STO member or associate of the same STG with which the inmate was previously
 - (d) SHU terms shall be served in a departmentally approved validated. SHU, or a facility specifically designated for that purpose, except under those circumstances where the term may be served in ASU or PSU. SHU terms may also be served in secure inpatient medical or mental health settings, when deemed clinically necessary. Inmates who are serving a SHU term in ASU shall be reviewed by a classification committee pursuant to section 3341.8.
 - (e) SHU classification decisions, including notification of the reasons for a classification hearing. SHU term assessment, housing restrictions, and yard assignment shall be documented on the CDC Form 128-G (Rev. 10/89), Classification Chrono, with a copy provided to the inmate.

NOTE: Authority cited: Section 5058, Penal Code. Reference: Sections 2933.6. 5054 and 5068, Penal Code; Sandin v. Connor (1995) 515 U.S. 472; Madrid v. Gomez (N.D. Cal. 1995) 889 F.Supp. 1146; Toussaint v. McCarthy (9th Cir. 1990) 926 F.2d 800; Toussaint v. Yockey (9th Cir. 1984) 722 F.2d 1490; and Castillo v. Alameida, et al., (N.D. Cal., No. C94-2847).

HISTORY:

- New section filed 6-1-2015 as an emergency; operative 6-1-2015 (Register 2015, No. 23). Pursuant to Penal Code section 5058.3. Certificate of Compliance must be transmitted to OAL by 11-9-2015 or emergency language will be repealed by operation
- 2. Certificate of Compliance as to 6-1-2015 order, including amendment of subsections (a)(2) and (c), transmitted to OAL 10-19-2015 and filed 12-3-2015; amendments effective 12-3-2015 pursuant to Government Code section 11343.4(b)(3) (Register 2015, No. 49).
- 3. Amendment of subsection (a)(2) filed 6-2-2016 as an emergency: operative 6-2-2016 (Register 2016, No. 23). Pursuant to Penal Code section 5058.3, a Certificate of Compliance must be transmitted to OAL by 11-9-2016 or emergency language will be repealed by operation of law on the following day.
- 4. Certificate of Compliance as to 6-2-2016 order transmitted to OA1 11-7-2016 and filed 12-22-2016 (Register 2016, No. 52).
- 5. Amendment filed 10-9-2017 as an emergency; operation 10-9-2017 (Register 2017, No. 41). Pursuant to Penal Code se tion 5058.3, a Certificate of Compliance must be transmitted OAL by 3-19-2018 or emergency language will be repealed operation of law on the following day.
- Amendment refiled 3-5-2018 as an emergency; opers 3-19-2018 (Register 2018, No. 10). Pursuant to Penal Code tion 5058.3, a Certificate of Compliance must be transmitte OAL by 8-27-2018 or emergency language will be repeale operation of law on the following day.
- 7. Certificate of Compliance as to 3-5-2018 order, including ar ment of subsections (c)(1)-(c)(1)(C) and repealer of subse (e)(1)(D), transmitted to OAL 8-21-2018 and filed 10-3amendments effective 10-3-2018 pursuant to Government section 11343.4(b)(3) (Register 2018, No. 40).



CLAIMANT GRIEVANCE CLAIMS DECISION RESPONSE

Re: Grievance Claims Decision Response

Offender Name: DANIEL, BRANT QUENTIN

CDC#: J85968

Current Location: SAC-Facility A

Date: 12/11/2020

Current Area/Bed: A 001 1 - 011001L

Log #: 000000053592

Claim #: 001

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Housing Assignments

I. CLAIM

The claimant alleges he is being housed inappropriately. He states he has not been found guilty of charges and should not be housed inappropriately.

II. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

CCR, Title 15, Section 3335: Administrative Segregation CCR, Title 15, Section 3343: Conditions of Segregated HousingCCR, Title 15, Section 3341.2: Psychiatric Services Unit

B. DOCUMENTS CONSIDERED

The ASU placement notice dated 08/23/20 & amp; 10/08/20RVR log # 7036716Institution Classification Committee (ICC) on October 13, 2020The Offender Grievance # 000000053592

III. REASONING AND DECISION

A review of the daimants prior history indicated he was previously housed in the Short Term Restricted Hosuing (STRH) unit of ASU. His current housing in A-Facility 1-block is a designated as a Psychiatric Services Unit (PSU), which does not exclude the housing of inmates at the maximum custody level not included in the Mental Health Services Delivery System (MHSDS). Institution Classification Committee (ICC) on October 13, 2020 provided the following information to the appellant: "A new Administrative Segregation Unit (ASU) Placement Notice is being issued to you to clarify your reason for ASU placement. On October 7, 2020, confidential information was received indicating you are plotting to murder a Correctional Officer. Specifically, you are planning to use an inmate manufactured weapon to assault/murder a Correctional Officer within the Short Term Restricted Housing (STRH) Unit, You will be issued a Rules Violation Report (RVR) for Conspiracy to Murder a Peace Officer, and if found guilty you will be assessed a Security Housing Unit term. For this reason, you will remain in the STRH. You will be seen by ICC within 10 days for appropriate program and housing considerations. Institution Classification Committee ICC on October 13, 2020 acted to retain the claimant in the ASU pending adjudication of RVR Log#: 7036716, dated October 7, 2020 for Conspire -Murder. If quilty, projected Minimum Eligible Release Date MERD of March 10, 2023 is noted based on Mitigating factor(s): The inmate has no serious RVR's within 12 months of the behavior or no disciplinary history during the first year of CDCR incarceration. Mitigated 1 - month. Aggravating factor (s): The inmate has been involved in prior serious misconduct of the same or similar nature, as listed in subsection 3341.9(e), within the last five calendar years, per RVR dated 3/6/2017 for Conspire - Murder, Aggravated 12 - months, ICC notes, equal weight was not distributed to the inmate's mitigating and aggravating factors. ICC determined S's prior history of committing similar acts is of significant enough nature to warrant a more significant aggravation of the SHU term (12 Months), as it reflects a dangerous pattern of violence"The reviewer could find no substantiation of the claimant's allegations staff members acted outside of policy. The claimant was moved from the STRH to the only other appropriate Max custody housing unit at SAC based on the direct threat to STRH staff mentioned above. The inquiry is complete, and staff were not in violation of CDCR policy. The claimant's request to have this incident investigated was granted. Based on the evidence discovered during this review, the claim of being housed inappropriately is

being disapproved.

Decision: Disapproved

After a thorough review of all documents and evidence presented at the Office of Grievances Level, it is the order of the Office of Grievance to DI APPROVE the claim.

If you are dissatisfied with the decision of this claim, you may file a 602-2, appeal with the California Department of Corrections and Rehabilitation Office of Appeals.

		F., .
J. Stewart [STJO012]	CDW (A)	12/10/2020

Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 22 of 91

IATE OF CALIFORNIA IPPEAL OF GRIEVANCE DCR 602-2 (03/20) DEPARTMENT OF CORRECTIONS AND REHABILITATION

Page 1 of 2

STAFF USE ONLY	Appeal #: Date Due: Categories: Grievance #:	Date Receive	di:
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Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 23 of 91

APPEAL OF GRIEVANCE

DEPARTMENT OF CORRECTIONS AND REHABILITATIO

CDCR 602-2 (03/20)
Claim#: Title 15 334.2 Violation 3004 too
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Reminder: Please attach all documents in your possession that support your claim(s).
Please note that this form and supporting documents will not be returned to you.
Claimant Signature: Brut Driel Date Signed: 12-16-20
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MAIL TO:

Office of Appeals
Department of Corrections and Rehabilitation
P.O. Box 942883
Sacramento, CA 95811



CLAIMANT GRIEVANCE RECEIPT ACKNOWLEDGMENT

Offender Name: DANIEL, BRANT Q.

CDC#: 385968

Date: 10/29/2020

Current Location: SAC-Facility A

Current Area/Bed: A 001 1011001L

From: Office of Grievances at California State Prison, Sacramento

Re: Log # 000000053592

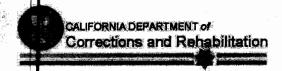
The California Department of Corrections and Rehabilitation Office of Grievances at California State Prison, Sacramento received your grievance on 10/29/2020. Your grievance has been assigned for review and response.

Pursuant to California Code of Regulations, title 15, the Office of Grievances will complete its review no later than 12/29/2020.

Please be informed that the Office of Grievances will not respond to any inquiries about the status of a grievance prior to the date shown above.

Once you receive a response and if you are dissatisfied with the decision(s), you may file an appeal with the California Department of Corrections and Rehabilitation Office of Appeals.

CDCR SOMS OGTT300 CLAIMANT GRIEVANCE RECEIPT ACKNOWLEDGMENT



CLAIMANT GRIEVANCE CLAIMS DECISION RESPONSE

Re: Grievance Claims Decision Response

Offender Name: DANIEL, BRANT QUENTIN

CDC#: J85968

Current Location: SAC-Facility A

Date: 12/11/2020

Current Area/Bed: A 001 1 - 011001L

Lod #: 000000053592

Claim #: 001

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Housing Assignments

I CLAIM

he claimant alleges he is being housed inappropriately. He states he has not been found guilty of charges and should not be housed inappropriately.

車. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

CCR, Title 15, Section 3335: Administrative Segregation CCR, Title 15, Section 3343: Conditions of Segregated HousingCCR, Title 15, Section 3341.2: Psychiatric Services Unit

B. DOCUMENTS CONSIDERED

The ASU placement notice dated 08/23/20 & amp; 10/08/20RVR log # 7036716Institution Classification Committee (ICC) on October 13, 2020The Offender Grievance # 00000053592

III. REASONING AND DECISION

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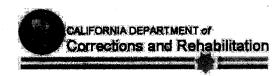
Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 26 of 91

being disapproved.

Decision: Disapproved

After a thorough review of all documents and evidence presented at the Office of Grievances Level, it is the order of the Office of Grievance to DISAPPROVE the claim.

If you are dissatisfied with the decision of this claim, you may file a 602-2, appeal with the California Department of Corrections and Rehabilitation Office of Appeals.



CLAIMANT APPEAL CLAIMS DECISION RESPONSE

Re: Appeal Claims Decision Response

Offender Name: DANIEL, BRANT QUENTIN

CDC#: J85968

Current Location: SAC-STRH

Date: 04/29/2021

Current Area/Bed: Z 001F1 - 170001L

Log #: 00000053592

Claim # 001

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Housing Assignments

I. ISSUE ON APPEAL

Appellant disagrees with placement in Segregated Housing Psychiatric Services Unit.

II. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

Title 15, sections 3000, 3001, 3335, 3337, 3380, 3484, 3486

B. DOCUMENTS CONSIDERED

CDCR Form 602, Log #53592 and attachments; Classification Committee Chrono, dated October 28, 2020; ASU Placement Notice, dated October 8, 2020

III. REASONING AND DECISION

Title 15, section 3335, states when an inmate's presence in an institution's General Population (GP) inclusive of the Restricted Custody General Population (RCGP) facility presents an immediate threat to the safety of the inmate or others, endangers institution security or jeopardizes the integrity of an investigation of an alleged serious misconduct, criminal activity, or the safety of any person, the inmate shall be immediately removed from the GP and placed in administrative segregation. On October 7, 2020, CSP-Sacramento State Prison received reliable confidential information per California Code of Regulations (CCR), Title 15, Section 3321 (c) (4); divulging the location of an inmate manufactured weapon located inside of the mattress of appellant's cell. Additional confidential information received that appellant, a validated Aryan Brotherhood (AB) Security Threat Group-I member, was plotting to assault/murder Correctional Officer A. Arther. On October 28, 2020, appellant appeared before California State Prison, Sacramento's Administrative Segregation Unit Institutional Classification Committee, who elected to retain appellant in Administrative Segregation Unit, which also houses Psychiatric Services Unit inmates, pending District Attorney referral. Therefore, this claim is denied.

IV. REMEDY

Your claim has been denied. Therefore, there is no applicable remedy.

Decision: Denied

After a thorough review of all documents and evidence available at the time of this written decision, it is the order of the Office of Appeals that this claim is denied. This decision exhausts the administrative remedies available to the claimant within CDCR.

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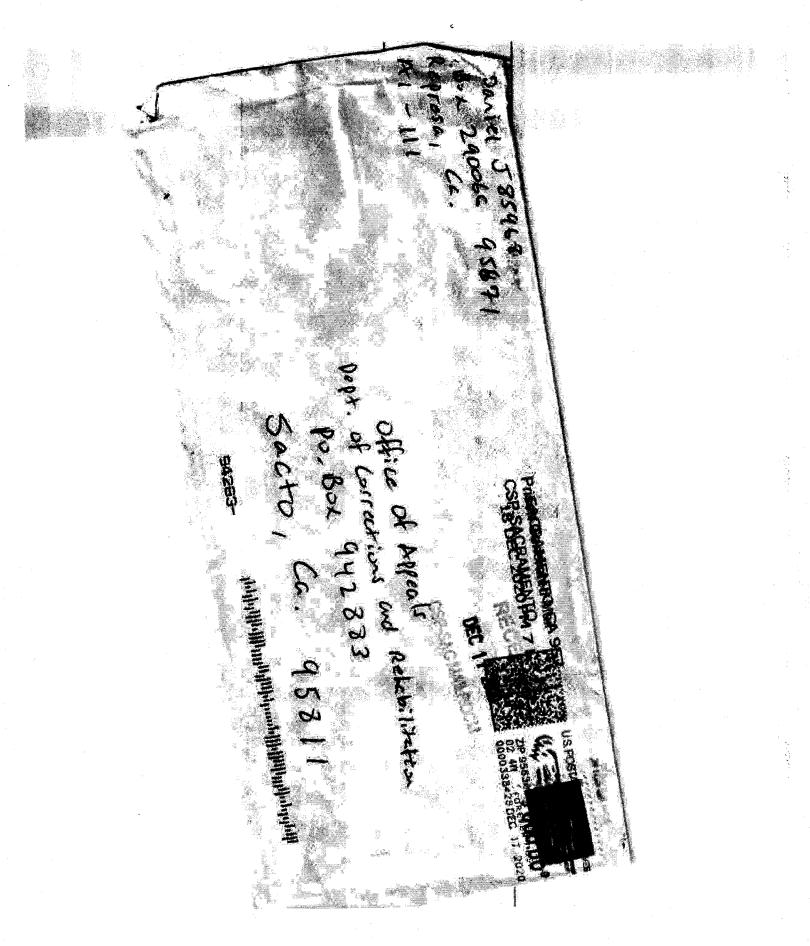


EXHIBIT B

602 Appeal

STATE OF CALIFORNIA INMATE/PAROLEE APPEAL CDCR 602 (REV. 03/12)

DEPARTMENT OF CORRECTIONS AND REHABILITATION

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		FOR STAFF	F USE ONLY
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Appeal is subject to rejection if one row of text per line is exceeded.	DC Number:	WRITE, PRINT, or 'Unit/Cell Number:	TYPE CLEARLY in black or blue Assignment:
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Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 32 of 91

STATE OF CALIFORNIA INMATE/PAROLEE APPEAL CDCR 602 (REV. 03/12) DEPARTMENT OF CORRECTIONS AND REHABILITATION

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STATE OF CALIFORNIA INMATE/PAROLEE APPEAL FORM ATTACHMENT COCR.602-A (REV. 03/12)

DEPARTMENT OF CORRECTIONS AND REHABILITATION

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Appeal is subject to rejection if one row of text per line is exceeded. WRITE, PRINT, or TYPE CLEAR Name (Last, First): CDC Number: Unit/Cell Number:		
Name (Leel, First): Daniel, Brant J-85968 A1	** - ///	Assignment
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B. Continuation of CDCR 692, Section B only (Action requested):		
		
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CDCR 602-A (REV. 03/12)	ې Side 2
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CLAIMANT GRIEVANCE RECEIPT ACKNOWLEDGMENT

Offender Name: DANIEL, BRANT Q.

CDC#: J85968

Date: 11/16/2020

Current Location: SAC-Facility A

Current Area/Bed: A 001 1011001L

From: Office of Grievances at California State Prison, Sacramento

Re: Log # 000000057441

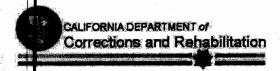
The California Department of Corrections and Rehabilitation Office of Grievances at California State Prison, Sacramento received your grievance on 11/12/2020. Your grievance has been assigned for review and response.

Pursuant to California Code of Regulations, title 15, the Office of Grievances will complete its review no later than 01/12/2021.

Please be informed that the Office of Grievances will not respond to any inquiries about the status of a grievance prior to the date shown above.

Once you receive a response and if you are dissatisfied with the decision(s), you may file an appeal with the California Department of Corrections and Rehabilitation Office of Appeals.

CDCR SOMS OGTT300 CLAIMANT GRIEVANCE RECEIPT ACKNOWLEDGMENT



CLAIMANT GRIEVANCE CLAIMS DECISION RESPONSE

Res Grievance Claims Decision Response

Offender Name: DANIEL, BRANT QUENTIN

CDC#: J85968

Current Location: SAC-Facility A

Date: 01/07/2021

Current Area/Bed: A 001 1 - 011001L

Lod #: 000000057441

Claim #: 001

Institution/Parole Region of Origin: California State Prison, Sacramento

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Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Issue Arising from a UCC, ICC, or DRB that is NOS

I CLAIM

The grievant states ICC removed his Non Disciplinary Segregation (NDS) status over, "unproven and unfounded bogus allegations" The grievant is requesting to be granted NDS status.

. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

CCR 3335 Administrative SegregationCCR 3337 Classification Hearing of Administrative Segregation PlacementsCCR 3375 Classification ProcessCCR 3269 Inmate Housing AssignmentsCCR 3269.1 Integrated HousingCCR 3375.1 Inmate PlacementCCR 3377.1 Inmate Custody DesignationsDOM 52080.27.1 Retention for DisciplinaryDOM 52080.27.2 Retention for Non-Disciplinary

B. DOCUMENTS CONSIDERED

Classification Review CDCR 128-G dated 10/28/2020Administrative Segregation Unit Placement Notice dated 10/8/2020Rules Violation Report dated 10/7/2020 for Conspire - Murder Log#: 7036716

II. REASONING AND DECISION

he grievant was issued a new Administrative Segregation Unit (ASU) Placement Notice on 10/8/2020 while housed at California State Prison, Sacramento SP-SAC) Short Term Restricted Housing Unit (STRH). Specifically it states: "You were initially placed in Administrative Segregation Unit (ASU) at California State Prison, Sacramento (SAC), on Tuesday, July 9, 2019. You were received at SAC Short Term Restricted Housing (STRH)/ASU from California State Plison, Corcoran Security Housing Unit (COR SHU), to facilitate court proceedings in Sacramento County. You require Maximum Custody housing due to your endorsement to Corcoran SHU, for the Step Down Program of the Security Threat Group (STG) step down process. Additionally, you were being retained in ASU due to being involved in a conspiracy to participate in a Racketeering Enterprise and related crimes. Specifically, a sealed federal arrest warrant has been issued for your person from the United States District Court, Eastern District of California, based upon an indictment alleging multiple viplations of federal law, including Conspiracy to Participate in a Racketeering Enterprise ("RICO") in violation of 18 U.S.C. 1962(d), and related crimes. This court case remains pending as of today's date. You were previously seen by SAC ICC on 8/26/2020 and removed from the Step Down Program, effective 6/8/2020. Additionally, ICC reviewed confidential information indicating you are targeted for murder by the Aryan Brotherhood STG 1. ISU was assigned to onduct a comprehensive safety investigation to determine appropriate housing, which could include referral to the Departmental Review Board (DRB) for termination. This investigation is still pending. A new ASU Placement Notice is being issued to you to clarify your reason for ASU placement. On October 2020, confidential information was received indicating you are plotting to murder a Correctional Officer. Specifically, you are planning to use an inmate nanufactured weapon to assault/murder a Correctional Officer within the Short Term Restricted Housing (STRH) Unit. You will be issued a Rules Violation Report (RVR) for Conspiracy to Murder a Peace Officer, and if found guilty you will be assessed a Security Housing Unit term. For this reason, you will remain in the STRH. You will be seen by ICC within 10 days for appropriate program and housing considerations. "According to CSP-SAC ICC dated

10/28/2020, the grievant was issued this new ASU Placement Notice on 10/8/2020 and was scheduled to be seen by ICC within 10 days however, due to the grievant being out to medical, the grievant was not seen by ICC within 10 days. Specifically, the grievant went out to medical via Emergency Transport Code 1 on 10/13/2020 and returned to CSP-SAC STRH on 10/16/2020. The grievant went out again to medical via Emergency Transport Code 2 on 10/19/2020 and returned to CSP-SAC A Facility, 1 Block on 10/26/2020. ICC noted the grievant was to be retained in ASU pending adjudication of RVR Log#: 7036716, dated 10/7/2020 for Conspire - Murder. If guilty, projected MERD of 3/10/2023 is noted. Because the grievant is now retained in ASU pending the adjudication of a serious, Division A-2 RVR, his NDS status was changed to non-NDS. The grievant's Work Group/Privilege Group was also changed from D1/B to D1/D effective 10/7/2020. After review of DOM Section 52080.27.1 - Retention for Disciplinary, 52080.27.2 - Retention for Non-Disciplinary, and CCR Section 3335 - Administrative Segregation (1)(A)-(D), Grievant does not meet the criteria for NDS status. S has a Serious, Division A-2 RVR dated 10/7/2020 for Conspire - Murder. This RVR has been postponed pending the District Attorney's action. If Grievant is found not guilty of this offense, his NDS status will be reviewed by ICC. For the reasons cited above, this grievance is disapproved.

Decision: Disapproved

After a thorough review of all documents and evidence presented at the Office of Grievances Level, it is the order of the Office of Grievance to DISAPPROVE the claim.

If you are dissatisfied with the decision of this claim, you may file a 602-2, appeal with the California Department of Corrections and Rehabilitation Office of Appeals.

Claim #: 002

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Housing Assignments

I. CLAIM

The claimant alleges the Institutional Classification Committee (ICC) is forcing him to live in a Psychiatric Services Unit (PSU) Enhanced Out-Patient Program (EOP) unit, ergo. The claimant states he is forced to climb five steps with a paralyzed foot and immediately post operation. The claimant states he needs level terrain. The claimant is requesting to be moved out of PSU and all mental health units and to be issued a copy of his current 128-C.

II. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

CCR 3335 Administrative SegregationCCR 3337 Classification Hearing of Administrative Segregation PlacementsCCR 3375 Classification ProcessCCR 3269 Inmate Housing AssignmentsCCR 3375.1 Inmate PlacementCCR 3377.1 Inmate Custody DesignationsCCR 3999.320 Medical ClassificationDOM 12040.8 Threat Assessment Response Team (TART)

B. DOCUMENTS CONSIDERED

Classification Review CDCR 128-G dated 10/28/2020Administrative Segregation Unit Placement Notice dated 10/8/2020Rules Violation Report dated 10/7/2020 for Conspire - Murder Log#: 7036716CDCR 128-B dated 11/6/2020 - Threat Assessment Response Team review chrono.Medical Classification Chrono dated 11/17/2020DPP Disability/Accommodation dated 7/24/2020 and 5/1/2020

III. REASONING AND DECISION

The claimant was issued a new Administrative Segregation Unit (ASU) Placement Notice on October 8, 2020 while housed at California State Prison-Sacramento (CSP-SAC) Short Term Restricted Housing Unit (STRH). Specifically it states: "You were initially placed in Administrative Segregation Unit (ASU) at California State Prison, Sacramento (SAC), on Tuesday, July 9, 2019. You were received at SAC Short Term Restricted Housing (STRH)/ASU from California State Prison, Corcoran Security Housing Unit (COR SHU), to facilitate court proceedings in Sacramento County. You require Maximum Custody housing due to your endorsement to Corcoran SHU, for the Step Down Program of the Security Threat Group (STG) step down process. Additionally, you were being retained in ASU due to being involved in a conspiracy to participate in a Racketeering Enterprise and related crimes. Specifically, a sealed federal arrest warrant has been issued for your person from the United States District Court, Eastern District of California, based upon an indictment alleging multiple violations of federal law, including Conspiracy to Participate in a Racketeering Enterprise ("RICO") in violation of 18 U.S.C. 1962(d), and related crimes. This court case remains pending as of today's date. You were previously seen by SAC ICC on 8/26/2020 and removed from the Step Down Program, effective 6/8/2020. Additionally, ICC reviewed confidential information indicating you are targeted for murder by the Aryan Brotherhood STG 1. ISU was assigned to conduct a comprehensive safety investigation to determine appropriate housing, which could include referral to the Departmental Review Board

(DRB) for determination. This investigation is still pending. A new ASU Placement Notice is being issued to you to clarify your reason for ASU placement. On October 7, 2020, confidential information was received indicating you are plotting to murder a Correctional Officer. Specifically, you are planning to use an innate manufactured weapon to assault/murder a Correctional Officer within the Short Term Restricted Housing (STRH) Unit. You will be issued a Rules Violation Report (RVR) for Conspiracy to Murder a Peace Officer, and if found guilty you will be assessed a Security Housing Unit term, For this reason, you remain in the STRH. You will be seen by ICC within 10 days for appropriate program and housing considerations, "According to CSP-SAC ICC dated ober 28, 2020 the claimant was issued this new ASU Placement Notice on October 8, 2020 and was scheduled to be seen by ICC within 10 days vever, due to the claimant being out to medical, he was not seen by ICC within 10 days. Specifically, the claimant went out to medical via Emergency Transport Code 1 on October 13, 2020 and returned to CSP-SAC STRH on October 16, 2020. The claimant went out again to medical via Emergency Transport Code 2 on October 19, 2020 and returned to CSP-SAC, A Facility, 1 Block on October 26, 2020. ICC noted the claimant was to be retained in ASU pending adjudication of RVR Log#: 7036716, dated October 17, 2020 for Conspire - Murder. If quilty, projected Minimum Eliqible Release Date of March 10, 2013 is noted. This RVR has been postponed pending the District Attorney's action. The claimant's placement into CSP-SAC, A Facility, 1 Block was in part due to the claimant's threat to the safety and security of the Correctional Officer who works five days per week in the STRH unit. Per CDCR 128-B dated Nowember 16, 2020 the Threat Assessment Response Team (TART) convened to review the claimant's danger to this STRH Correctional Officer. The TART concluded the claimant does pose a threat to the Correctional Officer. All team members were in agreement with the determination to place a staff aration alert in SOMS. This staff separation alert remains active, approved, and in effect. The claimant is requesting a copy of his current 128-C. A copy his 128-C along with other related applicable forms (Medical Classification Chrono dated November 17, 2020 DPP Disability/Accommodation dated July 24 2020 and May 1, 2020) were issued to the claimant on December 2, 2020 by A1 PSU Sergeant M. Britton. The claimant alleges he is forced to climb five ps with a paralyzed foot and immediately post operation. While the claimant's full medical history is not comprehensively assessable to this fact gatherer, claimant's Medical Classification Chrono dated November 17, 2020 is noted. Specifically, it states: Level of Care: OP, Proximity to Consult: Tertiary nsultations; Functional Capacity: Limited Duty; Medical Risk: High Risk; Nursing Care Acuity: Low-Intensity Nursing; Institutional Environmental: Restricted - Cocci Area 2. Additionally, the claimant's Disability/Accommodation Summary is noted as: Housing Restrictions: Ground Floor - Limited Stairs, Lower/Bottom Bunk Only; Physical Limitations to Job/Other: Special Cuffing Needed, Lifting Restrictions - Unable to lift more than 19 pounds, no rooftop werk; Durable Medical Equipment: Canes. The claimant also has a Disability Placement Code DLT - Mobility Impaired Needs Level Terrain, While STRH housing for the claimant would be ideal, the claimant has an active staff separation alert which prevents him from being housed there at this time. However, the claimant is appropriately housed in CSP-SAC, A Facility, 1 Block on a lower tier and a lower bunk (currently resides in A1-111, Lower). Additionally, CSP-\$4C, A Facility, 1 Block has a functional medical lift which would prevent the claimant from having to navigate stairs, if he required such service. In conclusion, the claimant is appropriately housed in CSP-SAC, A Facility, 1 Block as it meets his custody needs and his current medical case factors available to custody staff at this time. Should his medical case factors change, the claimant's housing should be re-evaluated.

IV. REMEDY

For the reasons cited above, this grievance is partially approved as the claimant requested copies of his current 128-C. This document was issued to the claimant on December 2, 2020.

Decision: Approved

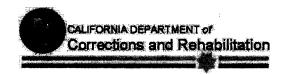
After a thorough review of all documents and evidence presented at the Office of Grievances Level, it is the order of the Office of Grievance to APPROVE the claim.

If you are dissatisfied with the decision of this claim, you may file a 602-2, appeal with the California Department of Corrections and Rehabilitation Office of Appeals.

more than 30 calendar days have passed since the decision was sent to you, and your remedy has not been implemented, you may file a CDCR Form 602.

Request to Implement Remedies Form. You must wait until after the 30th day has passed to submit this request.

J. Lynch [LYJE001]	Warden	01/06/2021



CLAIMANT APPEAL CLAIMS DECISION RESPONSE

Re: Appeal Claims Decision Response

Offender Name: DANIEL, BRANT QUENTIN

CDC#: J85968

Current Location: SAC-Facility A

Date: 04/14/2021

Current Area/Bed: A 001 1 - 011001L

Log #: 000000057441

Claim # 002

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Housing Assignments

I. ISSUE ON APPEAL

Appellant alleges to be wrongfully housed in the Psychiatric Services Unit. Additionally, appellant alleges he was forced to climb stairs with a paralyzed foot and requires level terrain.

II. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

Title 15, sections 3269, 3335, 3337, and 3375; Department Operations Manual 12040.8

B. DOCUMENTS CONSIDERED

OGT log #57441; Classification Committee Chrono dated October 28, 2020, Threat Assessment Response Team chrono dated November 6, 2020; Medical Classification Chrono dated November 17, 2020 and Disability Accommodation dated July 24, 2020 and March 3, 2021 in the Strategic Offender Management System.

III. REASONING AND DECISION

Appellant is currently housed in Administrative Segregation at California State Prison, Sacramento, due to pending federal charges and a pending rules violation for Conspiracy to Commit Murder. The institution Classification Committee determined this housing and program to be appropriate on October 28, 2020 and the case was audited and endorsed by a Classification Staff Representative on the same day, Appellant's statements regarding climbing stairs with a paralyzed foot have no merit. Appellant's Accommodation Chrono dated July 24, 2020, shows "Ground Floor - Limited Stairs" and "Lower/Bottom Bunk Only", expiring on January 24, 2021. On March 3, 2021, the chrono was updated, and extended the same provisions until September 3, 2021. Appellant would normally be housed in Short Term Restricted Housing, but has an active Staff Separation Alert preventing housing in that area. Consequently, appellant is housed in the Psychiatric Services Unit. Appellant is appropriately housed based on his individual case factors and current medical restrictions. Appellant is housed on the ground floor, in a lower bunk. Additionally, the housing unit is equipped with a medical lift that prevents appellant from climbing any stairs, if such a need arises. For these reasons, claim is denied.

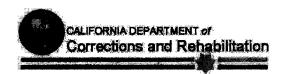
IV. REMEDY

Your claim has been denied. Therefore, there is no applicable remedy.

Decision: Denied

After a thorough review of all documents and evidence available at the time of this written decision, it is the order of the Office of Appeals that this claim is deried. This decision exhausts the administrative remedies available to the claimant within CDCR.

H. Moseley [MOHO002]	Chief	04/13/2021



CLAIMANT GRIEVANCE CLAIMS DECISION RESPONSE

Re: Grievance Claims Decision Response

Offender Name: DANIEL, BRANT QUENTIN

CDC#: J85968

Current Location: SAC-Facility A

Date: 01/07/2021

Current Area/Bed: A 001 1 - 011001L

Log #: 00000057441

Claim #: 001

Institution/Parole Region of Origin: California State Prison, Sacramento

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Facility/Parole District of Origin: SAC-Facility A

Sub-Category: Issue Arising from a UCC, ICC, or DRB that is NOS

I. CLAIM

The grievant states ICC removed his Non Disciplinary Segregation (NDS) status over, "unproven and unfounded bogus allegations" The grievant is requesting to be granted NDS status.

II. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

CCR 3335 Administrative SegregationCCR 3337 Classification Hearing of Administrative Segregation PlacementsCCR 3375 Classification ProcessCCR 3269 Inmate Housing AssignmentsCCR 3269.1 Integrated HousingCCR 3375.1 Inmate PlacementCCR 3377.1 Inmate Custody DesignationsDOM 52080.27.1 Retention for DisciplinaryDOM 52080.27.2 Retention for Non-Disciplinary

B. DOCUMENTS CONSIDERED

Classification Review CDCR 128-G dated 10/28/2020Administrative Segregation Unit Placement Notice dated 10/8/2020Rules Violation Report dated 10/7/2020 for Conspire - Murder Log#: 7036716

III. REASONING AND DECISION

The grievant was issued a new Administrative Segregation Unit (ASU) Placement Notice on 10/8/2020 while housed at California State Prison, Sacramento (CSP-SAC) Short Term Restricted Housing Unit (STRH). Specifically it states: "You were initially placed in Administrative Segregation Unit (ASU) at California State Prison, Sacramento (SAC), on Tuesday, July 9, 2019. You were received at SAC Short Term Restricted Housing (STRH)/ASU from California State Prison, Corcoran Security Housing Unit (COR SHU), to facilitate court proceedings in Sacramento County. You require Maximum Custody housing due to your endorsement to Corcoran SHU, for the Step Down Program of the Security Threat Group (STG) step down process. Additionally, you were being retained in ASU due to being involved in a conspiracy to participate in a Racketeering Enterprise and related crimes. Specifically, a sealed federal arrest warrant has been issued for your person from the United States District Court, Eastern District of California, based upon an indictment alleging multiple violations of federal law, including Conspiracy to Participate in a Racketeering Enterprise ("RICO") in violation of 18 U.S.C. 1962(d), and related crimes. This court case remains pending as of today's date. You were previously seen by SAC ICC on 8/26/2020 and removed from the Step Down Program, effective 6/8/2020. Additionally, ICC reviewed confidential information indicating you are targeted for murder by the Aryan Brotherhood STG 1. ISU was assigned to conduct a comprehensive safety investigation to determine appropriate housing, which could include referral to the Departmental Review Board (DRB) for determination. This investigation is still pending. A new ASU Placement Notice is being issued to you to clarify your reason for ASU placement. On October 7, 2020, confidential information was received indicating you are plotting to murder a Correctional Officer. Specifically, you are planning to use an inmate manufactured weapon to assault/murder a Correctional Officer within the Short Term Restricted Housing (STRH) Unit. You will be issued a Rules Violation Report (RVR) for Conspiracy to Murder a Peace Officer, and if found quilty you will be assessed a Security Housing Unit term. For this reason, you will remain in the STRH. You will be seen by ICC within 10 days for appropriate program and housing considerations." According to CSP-SAC ICC dated

10/28/2020, the grievant was issued this new ASU Placement Notice on 10/8/2020 and was scheduled to be seen by ICC within 10 days however, due to the grievant being out to medical, the grievant was not seen by ICC within 10 days. Specifically, the grievant went out to medical via Emergency Transport Code 1 on 10/13/2020 and returned to CSP-SAC STRH on 10/16/2020. The grievant went out again to medical via Emergency Transport Code 2 on 10/19/2020 and returned to CSP-SAC A Facility, 1 Block on 10/26/2020. ICC noted the grievant was to be retained in ASU pending adjudication of RVR Log#: 7036716, dated 10/7/2020 for Conspire - Murder. If guilty, projected MERD of 3/10/2023 is noted. Because the grievant is now retained in ASU pending the adjudication of a serious, Division A-2 RVR, his NDS status was changed to non-NDS. The grievant's Work Group/Privilege Group was also changed from D1/B to D1/D effective 10/7/2020. After review of DOM Section 52080.27.1 - Retention for Disciplinary, 52080.27.2 - Retention for Non-Disciplinary, and CCR Section 3335 - Administrative Segregation (1)(A)-(D), Grievant does not meet the criteria for NDS status. S has a Serious, Division A-2 RVR dated 10/7/2020 for Conspire - Murder. This RVR has been postponed pending the District Attorney's action. If Grievant is found not guilty of this offense, his NDS status will be reviewed by ICC. For the reasons cited above, this grievance is disapproved.

Decision: Disapproved

After a thorough review of all documents and evidence presented at the Office of Grievances Level, it is the order of the Office of Grievance to DISAPPROVE the claim.

If you are dissatisfied with the decision of this claim, you may file a 602-2, appeal with the California Department of Corrections and Rehabilitation Office of Adoesis.

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	J. Lynch [LYJE001]	Warden	12/30/2020
(Kara)	The second secon		

Claim #: 002

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Housing Assignments

L CLAIM

The claimant alleges the Institutional Classification Committee (ICC) is forcing him to live in a Psychiatric Services Unit (PSU) Enhanced Out-Patient Pogram (EOP) unit, ergo. The claimant states he is forced to climb five steps with a paralyzed foot and immediately post operation. The claimant states he leds level terrain. The claimant is requesting to be moved out of PSU and all mental health units and to be issued a copy of his current 128-C.

E. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

CCR 3335 Administrative SegregationCCR 3337 Classification Hearing of Administrative Segregation PlacementsCCR 3375 Classification ProcessCCR 3269 Inmate Housing AssignmentsCCR 3375.1 Inmate PlacementCCR 3377.1 Inmate Custody DesignationsCCR 3999.320 Medical ClassificationDOM 12040.8 Threat Assessment Response Team (TART)

B. DOCUMENTS CONSIDERED

Classification Review €DCR 128-G dated 10/28/2020Administrative Segregation Unit Placement Notice dated 10/8/2020Rules Violation Report dated 10/7/2020 for Conspire - Murder Log#: 7036716CDCR 128-B dated 11/6/2020 - Threat Assessment Response Team review chrono.Medical Classification Chrono dated 11/17/2020DPP Disability/Accommodation dated 7/24/2020 and 5/1/2020

III. REASONING AND DECISION

The claimant was issued a new Administrative Segregation Unit (ASU) Placement Notice on October 8, 2020 while housed at California State Prison-Sacramento (CSP-SAC) Short Term Restricted Housing Unit (STRH). Specifically it states: "You were initially placed in Administrative Segregation Unit (ASU) at California State Prison, Sacramento (SAC), on Tuesday, July 9, 2019. You were received at SAC Short Term Restricted Housing (STRH)/ASU from California State Prison, Corcoran Security Housing Unit (COR SHU), to facilitate court proceedings in Sacramento County. You require Maximum Custody tousing due to your endorsement to Corcoran SHU, for the Step Down Program of the Security Threat Group (STG) step down process. Additionally, you were being retained in ASU due to being involved in a conspiracy to participate in a Racketeering Enterprise and related crimes. Specifically, a sealed federal arrest warrant has been issued for your person from the United States District Court, Eastern District of California, based upon an indictment alleging multiple violations of federal law, including Conspiracy to Participate in a Racketeering Enterprise ("RICO") in violation of 18 U.S.C. 1962(d), and related crimes. This court case remains pending as of today's date. You were previously seen by SAC ICC on 8/26/2020 and removed from the Step Down Program, effective 6/8/2020. Additionally, ICC reviewed confidential information indicating you are targeted for murder by the Aryan Brotherhood STG 1. ISU was assigned to conduct a comprehensive safety investigation to determine appropriate housing, which could include referral to the Departmental Review Board

(DRB) for determination. This investigation is still pending. A new ASU Placement Notice is being issued to you to clarify your reason for ASU placement. On October 7, 2020, confidential information was received indicating you are plotting to murder a Correctional Officer. Specifically, you are planning to use an inmate manufactured weapon to assault/murder a Correctional Officer within the Short Term Restricted Housing (STRH) Unit. You will be issued a Rules Violation Report (RVR) for Conspiracy to Murder a Peace Officer, and if found guilty you will be assessed a Security Housing Unit term. For this reason, you will remain in the STRH. You will be seen by ICC within 10 days for appropriate program and housing considerations."According to CSP-SAC ICC dated October 28, 2020 the claimant was issued this new ASU Placement Notice on October 8, 2020 and was scheduled to be seen by ICC within 10 days however, due to the claimant being out to medical, he was not seen by ICC within 10 days. Specifically, the claimant went out to medical via Emergency Transport Code 1 on October 13, 2020 and returned to CSP-SAC STRH on October 16, 2020. The claimant went out again to medical via Emergency Transport Code 2 on October 19, 2020 and returned to CSP-SAC, A Facility, 1 Block on October 26, 2020. ICC noted the claimant was to be retained in ASU pending adjudication of RVR Log#: 7036716, dated October 17, 2020 for Conspire - Murder. If guilty, projected Minimum Eligible Release Date of March 10, 2023 is noted. This RVR has been postponed pending the District Attorney's action. The claimant's placement into CSP-SAC, A Facility, 1 Block was in part due to the claimant's threat to the safety and security of the Correctional Officer who works five days per week in the STRH unit. Per CDCR 128-B dated November 16, 2020 the Threat Assessment Response Team (TART) convened to review the claimant's danger to this STRH Correctional Officer. The TART concluded the claimant does pose a threat to the Correctional Officer. All team members were in agreement with the determination to place a staff separation alert in SOMS. This staff separation alert remains active, approved, and in effect. The claimant is requesting a copy of his current 128-C. A copy of his 128-C along with other related applicable forms (Medical Classification Chrono dated November 17, 2020 DPP Disability/Accommodation dated July 24, 2020 and May 1, 2020) were issued to the claimant on December 2, 2020 by A1 PSU Sergeant M. Britton. The claimant alleges he is forced to climb five steps with a paralyzed foot and immediately post operation. While the claimant's full medical history is not comprehensively assessable to this fact gatherer, the claimant's Medical Classification Chrono dated November 17, 2020 is noted. Specifically, it states: Level of Care: OP, Proximity to Consult: Tertiary Consultations; Functional Capacity: Limited Duty; Medical Risk: High Risk; Nursing Care Acuity: Low-Intensity Nursing; Institutional Environmental: Restricted - Cocci Area 2. Additionally, the claimant's Disability/Accommodation Summary is noted as: Housing Restrictions: Ground Floor - Limited Stairs, Lower/Bottom Bunk Only; Physical Limitations to Job/Other: Special Cuffing Needed, Lifting Restrictions - Unable to lift more than 19 pounds, no rooftop work; Durable Medical Equipment: Canes. The claimant also has a Disability Placement Code DLT - Mobility Impaired Needs Level Terrain. While STRH housing for the claimant would be ideal, the claimant has an active staff separation alert which prevents him from being housed there at this time. However, the claimant is appropriately housed in CSP-SAC, A Facility, 1 Block on a lower tier and a lower bunk (currently resides in A1-111, Lower). Additionally, CSP-SAC, A Facility, 1 Block has a functional medical lift which would prevent the claimant from having to navigate stairs, if he required such service. In conclusion, the claimant is appropriately housed in CSP-SAC, A Facility, 1 Block as it meets his custody needs and his current medical case factors available to custody staff at this time. Should his medical case factors change, the claimant's housing should be re-evaluated.

IV. REMEDY

For the reasons cited above, this grievance is partially approved as the claimant requested copies of his current 128-C. This document was issued to the claimant on December 2, 2020.

Decision: Approved

After a thorough review of all documents and evidence presented at the Office of Grievances Level, it is the order of the Office of Grievance to APPROVE the claim.

If you are dissatisfied with the decision of this claim, you may file a 602-2, appeal with the California Department of Corrections and Rehabilitation Office of Appeals.

If more than 30 calendar days have passed since the decision was sent to you, and your remedy has not been implemented, you may file a CDCR Form 602 -3, Request to Implement Remedies Form. You must wait until after the 30th day has passed to submit this request.

J. Lynch [LYJE001]	Warden	01/06/2021

EXHIBIT C

602 Appeal

STATE OF CALIFORNIA INMATE/PAROLEE APPEAL CDCR 602 (REV. 03/12) DEPARTMENT OF CORRECTIONS AND REHABILITATION

Side I

IAB USE ONLY Institution/Parole Region: Log #: Category:

You may appeal any California Department of Corrections and Rehabilitation (CDCR) decision, action, condition, policy or regulation that has a material adverse effect upon your welfare and for which there is no other prescribed method of departmental review/remedy available. See California Code of Regulations (CCR), Title 15, Section 3084.1. You must send this appeal and any supporting documents to the Appeals Coordinator (AC) within 30 calendar days of the event that led to the filing of this appeal. If additional space is needed, only one CDCR Form 602-A will be accepted. Refer to CCR 3084 for further guidance with the appeal process. No reprisals will be taken for using the appeal process.

Appeal is subject to rejection if one row of text per line is exceeded.	WRITE, PRINT, or TYPE	CLEARLY in black or blue i
Name (Last, First): Daniel, Brant J85968	Unit/Cell Number: A-1 == 111	Assignment:
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A. Explain your issue (If you need more space, use Section A of the CDCR 602-A): ON	0-26-20, 1	
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to. Then on 10-27-20 SGT Collinswith came by	(See 602 A)	
B. Action requested (If you need more space, use Section B of the CDCR 602-A): 10 to		
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compensated for every day I'm housed illegally (9)		and a Warran
diate investigation by IA to be done on corru	pt cop:	NOT SOME APPEAL
Supporting Documents: Refer to CCR 3084.3. Yes, I have attached supporting documents.		
List supporting documents attached (e.g., CDC 1083, Inmate Property Inventory; CDC 128-G, Class	ssification Chrono):	
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No, I have not attached any supporting documents. Reason:		
Inmate/Parolee Signature: Balt Day Date Submitted:	11-29-20	S
By placing my initials in this box, I waive my right to receive an int	· * * * * * * * * * * * * * * * * * * *	
C. First Level - Staff Use Only Staff - Check O	ne: Is CDCR 602-A Attac	hed? Yes No
This appeal has been: Bypassed at the First Level of Review. Go to Section E.		
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☐ Cancelled (See attached letter) Date:		
Assigned to:Title:Date	Assigned:	Date Due:
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Reviewer: Title: Signature:		
Date received by AG		
	AC Use Only	
	Date mailed/delivered to	appellant//

Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 46 of 91

STATE OF CALIFORNIA INMATE/PAROLEE APPEAL CDCR 602 (REV. 03/12)

DEPARTMENT OF CORRECTIONS AND REHABILITATION

Side 2

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STATE OF CALIFORNIA
INMATE/PAROLEE APPEAL FORM ATTACHMENT
CDCR 502-A (REV. 03/12)

Name (Last, Fra):

DEPARTMENT OF CORRECTIONS AND REHABILITATION

IAB USE ONLY

Attach this form to the CDCR 602, only if more space is needed. Only one CDCR 602-A may be used. Appeal is subject to rejection if one row of text per line is exceeded. WRITE, PRINT, or TYPE CLEARLY in black or blue ink.

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Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 48 of 91 NMATE/PAROLEE APPEAL FORM ATTACHMENT DCR 602-A (REV. 03/12) Side 2 D. Continuation of CDCR 602, Section D only (Dissatisfied with First Level response): Inmate/Parolee Signature: Date Submitted: F. Continuation of CDCR 502, Section F only (Dissatisfied with Second Level response): Immate/Paroles Signature:

CLAIMANT GRIEVANCE RECEIPT ACKNOWLEDGMENT

Offender Name: DANIEL, BRANT Q.

CDC#: J85968

Date: 12/01/2020

Current Location: SAC-Facility A

Current Area/Bed: A 001 1011001L

From: Office of Grievances at California State Prison, Sacramento

Re: Log # 000000061976

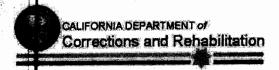
The California Department of Corrections and Rehabilitation Office of Grievances at California State Prison, Sacramento received your grievance on 11/30/2020. Your grievance has been assigned for review and response.

Pursuant to California Code of Regulations, title 15, the Office of Grievances will complete its review no later than 01/30/2021.

Please be informed that the Office of Grievances will not respond to any inquiries about the status of a grievance prior to the date shown above.

Once you receive a response and if you are dissatisfied with the decision(s), you may file an appeal with the California Department of Corrections and Rehabilitation Office of Appeals.

CDCR SOMS OGTT300 CLAIMANT GRIEVANCE RECEIPT ACKNOWLEDGMENT



CLAIMANT GRIEVANCE CLAIMS DECISION RESPONSE

Re: Grievance Claims Decision Response

Offender Name: DANIEL, BRANT QUENTIN

CDC#: 385968

Current Location: SAC-Facility A

Date: 01/16/2021

Current Area/Bed: A 001 1 - 011001L

Log #: 000000061976

Claim #: 001

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Administrative Segregation

The California Department of Corrections and Rehabilitation (CDCR) Office of Grievances at SAC-Facility A has received your claim.

Your claim is being rejected by Office of Grievances for the reason(s) indicated below.

Your request for a transfer out of PSU/ASU are duplicate concerns to those you submitted on grievance log numbers 53592 and 57441 and will not be addressed in this grievance.

This serves as your response by the Office of Grievances. If you are dissatisfied with this response, you may appeal the rejection decision to CDCR's Office of Appeals.

Db not resubmit this claim to the Office of Grievances at SAC-Facility A.

Pecision: Rejected

(1.) Your claim is substantially duplicative of a prior claim already submitted by you that is in process or has been answered.

Claim #: 002

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Administrative Determinants

. CLAIM

The claimant alleges his rights have been violated. He indicates he is being tortured by being housed in PSU/ASU, due to a staff separation from Correctional Officer Arther that the claimant believes is a lie. The claimant allegess on November 16, 2020, Officer Arther worked in the unit on 3rd watch from 2:00 - 4:00, which means the staff separation is a lie. The claimant alleges this is an act of corruption.

II. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

Title 15, Section 3343, "Conditions of Segregated Housing"

B. DOCUMENTS CONSIDERED

CDCR-602 Inmate/Parolee Appeal Log #0000000061976

III. REASONING AND DECISION

The claimant is alleging the staff separation is an act of corruption. The separation alert was not processed until the date of the alleged encounter. It is likely the officer was not notified of the whereabouts of the claimant until after the date the officer worked in the housing unit. The reviewer contacted the unit lieutenant who has forwarded the information to the personnel assignments unit to ensure the officer does not work in any unit where the claimant is housed. The claimant's current housing is segregated housing, which is where he was prior to the separation alert. The claimant is afforded the same opportunity to all the same programs and services in his current housing unit as he would be afforded in any segregated housing unit. The basis for this claim has already been answered in multiple other appeal claims located in the claimants grievance file. The staff separation alert is a direct result of the claimants violent and dangerous actions directed at correctional staff which he is being criminally charged for. Based on the lack of evidence to support the claims of the separation alert being utilized as corruption, it is recommended that the claim be disapproved.

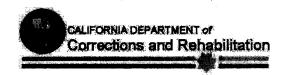
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Decision: Disapproved

After a thorough review of all documents and evidence presented at the Office of Grievances Level, it is the order of the Office of Grievance to DISAPPROVE the claim.

If you are dissatisfied with the decision of this claim, you may file a 602-2, appeal with the California Department of Corrections and Rehabilitation Office of Appeals.

1 Lynch [LY]F001]	Warden	01/15/2021



CLAIMANT APPEAL CLAIMS DECISION RESPONSE

Re: Appeal Claims Decision Response

Offender Name: DANIEL, BRANT QUENTIN

CDC#: 385968

Current Location: SAC-Facility A

Date: 04/14/2021

Current Area/Bed: A 001 1 - 011001L

Log #: 000000061976

Claim # 002

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Administrative Determinants

I. ISSUE ON APPEAL

Appellant alleges he is wrongfully housed in the Psychiatric Services Unit, due to a Staff Separation Alert. Appellant alleges the separation alert is based upon false information, and the staff in question, Correctional Officer Arther, worked in the unit on November 16, 2020.

II. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

Title 15, sections 3321, 3343 & 3375

B. DOCUMENTS CONSIDERED

OGT log #61976; Threat Assessment Review Team chrono dated November 16, 2020; Rules Violation Report #7037616

III. REASONING AND DECISION

Appellant alleges Correctional Officer Arther worked in the Psychiatric Services Unit on November 16, 2020, from 2:00pm-4:00pm, which proves the separation alert is false. The Staff Separation Alert was reviewed and finalized that same day, which means Correctional Officer Arthur was likely unaware appellant was in that unit. The fact that Correctional Officer Arther was only in the unit for a short time is indicative that the alert was established that day and he was immediately removed from the unit. The situation has since been corrected to ensure Correctional Officer Arthur does not work in the same unit appellant is housed. Appellant's statements regarding the Staff Separation Alert being "a lie" have no merit. The alert was established after appellant conspired to assault Correctional Officer Arther with a weapon. Appellant has a pending Rules Violation Report and pending criminal charges due to this incident. For these reasons, claim is denied.

IV. REMEDY

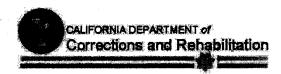
Your claim has been denied. Therefore, there is no applicable remedy.

Decision: Denied

After a thorough review of all documents and evidence available at the time of this written decision, it is the order of the Office of Appeals that this claim is denied. This decision exhausts the administrative remedies available to the claimant within CDCR.

Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 54 of 91

H. Moseley [MOHO002]	Chief	04/13/2021



CLAIMANT GRIEVANCE CLAIMS DECISION RESPONSE

Re: Grievance Claims Decision Response

Offender Name: DANIEL, BRANT QUENTIN

CDC#: J85968

Current Location: SAC-Facility A

Date: 01/16/2021

Current Area/Bed: A 001 1 - 011001L

Log #: 000000061976

Claim #: 001

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Administrative Segregation

The California Department of Corrections and Rehabilitation (CDCR) Office of Grievances at SAC-Facility A has received your claim.

Your claim is being rejected by Office of Grievances for the reason(s) indicated below.

Your request for a transfer out of PSU/ASU are duplicate concerns to those you submitted on grievance log numbers 53592 and 57441 and will not be addressed in this grievance.

This serves as your response by the Office of Grievances. If you are dissatisfied with this response, you may appeal the rejection decision to CDCR's Office of Appeals.

Do not resubmit this claim to the Office of Grievances at SAC-Facility A.

Decision: Rejected

(1.) Your claim is substantially duplicative of a prior claim already submitted by you that is in process or has been answered.

Claim #: 002

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Offender Classification

Sub-Category: Administrative Determinants

I. CLAIM

The claimant alleges his rights have been violated. He indicates he is being tortured by being housed in PSU/ASU, due to a staff separation from Correctional Officer Arther that the claimant believes is a lie. The claimant allegess on November 16, 2020, Officer Arther worked in the unit on 3rd watch from 2:00 - 4:00, which means the staff separation is a lie. The claimant alleges this is an act of corruption.

II. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

Title 15, Section 3343, "Conditions of Segregated Housing"

B. DOCUMENTS CONSIDERED

CDCR-602 Inmate/Parolee Appeal Log #0000000061976

III. REASONING AND DECISION

The claimant is alleging the staff separation is an act of corruption. The separation alert was not processed until the date of the alleged encounter. It is likely the officer was not notified of the whereabouts of the claimant until after the date the officer worked in the housing unit. The reviewer contacted the unit lieutenant who has forwarded the information to the personnel assignments unit to ensure the officer does not work in any unit where the claimant is housed. The claimant's current housing is segregated housing, which is where he was prior to the separation alert. The claimant is afforded the same opportunity to all the same programs and services in his current housing unit as he would be afforded in any segregated housing unit. The basis for this claim has already been answered in multiple other appeal claims located in the claimants grievance file. The staff separation alert is a direct result of the claimants violent and dangerous actions directed at correctional staff which he is being criminally charged for. Based on the lack of evidence to support the claims of the separation alert being utilized as corruption, it is recommended that the claim be disapproved.

Decision: Disapproved

After a thorough review of all documents and evidence presented at the Office of Grievances Level, it is the order of the Office of Grievance to DISAPPROVE the claim.

If you are dissatisfied with the decision of this claim, you may file a 602-2, appeal with the California Department of Corrections and Rehabilitation Office of Appeals.

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	J. Lynch [LYJE001]	Warden	01/15/2021

EXHIBITED

602 Appeal



STATE OF CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION INMATE/PAROLEE APPEAL CDCR 602 (REV. 03/12) Side 1

CDCR 602 (REV. 03/12)		•		Side 1
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Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 60 of 91

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rate of California IMATE/PAROLEE APPEAL DCR 802 (REV. 03/12)	DEPARTMENT OF CORRECTIONS AND REHABILITATION Side 2			
D. If you are dissatisfied with the First Level response, explain the for processing within 30 calendar days of receipt of response. If you				
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E. Second Level - Staff Use Only	Staff - Che	ck One: Is CDCR 602-A Attached? Yes No		
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STATE OF CALIFORNIA | INMATE/PAROLEE APPEAL FORM ATTACHMENT CDCR 602-A (REV. 03/12)

DEPARTMENT OF CORRECTIONS AND REHABILITATION

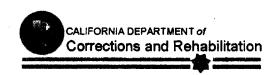
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Attach this form to the CDCR 602, only if more space is needed. Only one CDCR 602-A may be used.

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CLAIMANT GRIEVANCE CLAIMS DECISION RESPONSE

Re: Grievance Claims Decision Response

Offender Name: DANIEL, BRANT QUENTIN

CDC#: 385968

Current Location: SAC-STRH

Date: 05/20/2021

Current Area/Bed: Z 001F1 - 170001L

Log #: 000000101764

Claim #: 001

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: General Employee Performance

Sub-Category: Substandard Performance

The California Department of Corrections and Rehabilitation (CDCR) Office of Grievances at SAC-Facility A received your claim on 03/25/2021.

California Code of Regulations, title 15, provides CDCR Office of Grievances 60 calendar days to complete a response.

Although 60 calendar days have passed since your claim concerning General Employee Performance; Substandard Performance was received, your claim is still under inquiry or investigation. Due to the expiration of time, this response by the Office of Grievances will be the only response.

You will be notified once the inquiry or investigation of the issue concerning your claim has been completed, but the notification will be outside of the timeframe of the Grievances and Appeals Process. You do not need to resubmit this claim to CDCR.

Decision: Under Investigation

Claim #: 002

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Facilities

Sub-Category: Other Facilities Issue - NOS

I. CLAIM

Grievant states he is being denied yard time.

II. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

DOM 53130.6.2 Group Privileges and Restrictions CCR 3044. Inmate Work Groups and Privilege Groups. CCR 3343. Conditions of Segregated Housing.

B. DOCUMENTS CONSIDERED

CDCR 602, dated 3/24/21 CDCR 114-A, dated 5/3 thru 5/9

CDCR 114-A, dated 3/13 thru 3/26

III. REASONING AND DECISION

On 5/9/21, Sgt. R. Chan conducted an in-person interview with the Grievant in STRH. Grievant claims he should not have been housed in PSU and did not want to go to yard with EOP inmates. Sgt. Chan asked the Grievant if he was offered yard at the time of his CDCR 602 filing. Grievant responded, "Sometimes. I don't go because I don't want to get gassed by J-cats". Sgt. Chan asked if he's been received yard in STRH. Grievant responded, "Yeah".

A review of the Grievant's CDCR 114-A shows he refused yard (10) times in the two weeks prior to him filing a CDCR 602. A review of the Grievant's current CDCR 114-A shows he received yard (6) times this week. There is no evidence of the Grievant being denied yard. The Grievant was offered access to yard per policy prior to filing the grievance and choose not to accept the opportunity. Based on the information discovered during the inquiry, the claim is being disapproved.

Decision: Disapproved

After a thorough review of all documents and evidence presented at the Office of Grievances Level, it is the order of the Office of Grievance to DISAPPROVE the claim.

If you are dissatisfied with the decision of this claim, you may file a 602-2, appeal with the California Department of Corrections and Rehabilitation Office of Appeals.

J. Lynch [LYJE001]	Warden	05/17/2021

Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 65 of 91
DEPARTMENT OF CORRECTIONS AND REHABILITATION

STATE OF CALIFORNIA
APPEAL OF GRIEVANCE CDCR 602-2 (03/20)

Page 1 of 2

STAFF USE ONLY	Appeal #: Date Due: Categories: Grievance #:	Date Received:
Claimant Name: Dani Current Housing/Parole Unit: 5	1/ TRH 170 Inst	CDCR #: \(\tag{7.8596.8}\) itution/Facility/Parole Region: \(\tag{CSP-SAC}\)
There are no claims that can The following claims canno Claim #s:		REC BY OOA` JUN G 2 2021
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Copies: DAI, DAPO, and Claimant

STATE OF CALIFORNIA
APPEAL OF GRIEVANCE
CDCR 602-2 (03/20)

DEPARTMENT OF CORRECTIONS AND REHABILITATION

Page 2 of 2

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Reminder: Please attach all documents in your possession that support your claim(s).

Please note that this form and supporting documents will not be returned to you.

Claimant Signature:

RnJoniel

Date Signed: 8-26-21

MAIL TO:

Office of Appeals
Department of Corrections and Rehabilitation
P.O. Box 942883
Sacramento, CA 95811

CLAIMANT APPEAL CLAIMS DECISION RESPONSE

Re: Appeal Claims Decision Response

Offender Name: DANIEL, BRANT QUENTIN

CDC#: J85968

Current Location: SAC-STRH

Date: 08/02/2021

Current Area/Bed: Z 001G1 - 174001L

Log #: 000000101764

Claim # 001

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: General Employee

Performance

Sub-Category: Substandard Performance

The California Department of Corrections and Rehabilitation (CDCR) Office of Appeals has received your appeal of your claim.

Your daim is being rejected by Office of Appeals for the reason(s) indicated below.

This serves as your response by the Office of Appeals to this claim. You do not need to resubmit your appeal to CDCR.

Decision: Rejected

Your claim concerns the rules established by the grievance and appeal regulations or process and is therefore not allowed under the California Code of Regulations, title 15, section 3487, subsection (a)(5).

Claim # 002

Institution/Parole Region of Origin: California State Prison, Sacramento

Facility/Parole District of Origin: SAC-Facility A

Housing Area/Parole Unit of Origin:

Category: Facilities

Sub-Category: Other Facilities Issue - NOS

I. ISSUE ON APPEAL

You are appealing the decision to disapprove your daim that you are being denied yard time.

II. RULES AND REFERENCES

A. CONTROLLING AUTHORITY

Title 15, sections 3044 and 3343

B. DOCUMENTS CONSIDERED

Grievance/Appeal Log #101764; CDC 114-A, Inmate Segregation Records

Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 68 of 91

III. REASONING AND DECISION

As stated in the Office of Grievances' response, you were interviewed for this claim and stated you were being offered access to the yard, including while you were housed in Short Term Restricted Housing; however, sometimes you refuse to go due to your concerns with other offenders on the yard. Additionally, records indicate you refused yard on ten occasions during the two weeks before you submitted this claim and six times during the week of the Office of Grievances' review. No documentation indicates staff violated applicable regulations or policies regarding your access to the yard. Because the Office of Grievances' decision was proper, this claim is denied.

IN REMEDY

Your claim has been denied. Therefore, there is no applicable remedy.

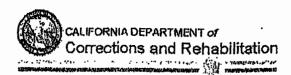
Decision: Denied

After a thorough review of all documents and evidence available at the time of this written decision, it is the order of the Office of Appeals that this claim is denied. This decision exhausts the administrative remedies available to the claimant within CDCR.

Γ	H. Moseley [MOHO002]	Chief	08/01/2021

EXH; B; + E

Bohus - Falsified 115 Write Up



RULES VIOLATION REPORT

CDC NUMBER J85968	INMATE'S NAME DANIEL, BRANT Q.	MEPD 12/17/2054	FACILITY SAC-STRH	HOUSING LOCATION ,SAC-Z - Z 001H1 - 197001L
VIOLATION DATE	VIOLATION TIME	VIOLATION LOCATION		· WITH STG NEXUS ,
10/07/2020	09:50:00	SAC-STRH - CELL		No

Did the reporting employee ensure the inmate understands (to the best of his/her ability) the consequences of the continued misconduct? N/A

Did the reporting employee take into consideration the severity of the inmate's disability and the need for adaptive support services when determining the method of discipline? N/A

CIRCUMSTANCES OF VIOLATION

On October 7, 2020, while working position as Investigative Services Unit 8 Officer, (POST ID 214058), I received reliable confidential information per California Code of Regulations (CCR), Title 15, Section 3321 (c) (4); divuiging the location of an inmate manufactured weapon located inside of the mattress of inmate Brant DANIEL (J85968), (Refer to Confidential CDCR 128-B, dated October 7, 2020, for further details).

Additional confidential information received was DANIEL, a validated Aryan Brotherhood (AB) Security Threat Group-I member, was plotting to assault/murder Correctional Officer A. Arther. DANIEL was going to conduct the assault/murder on Officer A. Arther upon his return from surgery at San Joaquin General Hospital (SJGH).

After receiving this information, I immediately had DANIEL removed from his assigned cell in the Short Term Restrict Housing (STRH), cell 197 at California State Prison Sacramento (SAC). DANIEL is currently classified as single cell status.

I conducted a search for the inmate manufactured weapon. The following is a description of the photographs I took.

Photo 1 - Depicts a photo of STRH, cell 197. DANIEL is currently standing at the cell door and is visible through the cell windows.

Photo 2 - Depicts the mattress located inside of STRH, cell 197. I utilized a hand held metal-detector which emitted a beep sound indicating there was some metallic object inside. I opened the mattress and located an inmate manufactured weapon.

Photo 3 - Depicts a view of the inmate manufactured weapon. I utilized a black pen for size reference.

After I completed photographing the inmate manufactured weapon, I collected the evidence and returned back to the ISU office to further process the inmate manufactured weapon.

Photo 4 - Depicts a view of the inmate manufactured weapon on an ISU Evidence Photograph board.

Photo 5 - Depicts a close up view of the inmate manufactured weapon. The inmate manufactured weapon is approximately 6" inches in total length. The inmate manufactured weapon is cylindrical, sharpened to a point on one end, with a handle. The handle is approximately 2 inches long. The metal portion is approximately 3 inches long.

I downloaded 5 digital photographs on a CD-R and placed the inmate manufactured weapon in a sharps container. All evidence was secured inside of ISU Evidence Locker # 32.

This concludes my involvement in this incident.

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REPORTING EMPLOYEE S. Ramirez	TITLE ISU 8	ASSIGNMENT ISU 8		DO /S/H	DATE: 10/15/2020
RVR LOG NUMBER: 0000000070367	716	VIOLATED R	ULE N	UMBER: 3005(d)(1)
SPECIFIC ACT: Conspire - Murd	ler				
CLASSIFICATION					
LEVEL: Serious		0	FFENSE	E DIVISION: D	ivision A2
REFERRED TO: Senior Hearing Officer		FELONY PRO	SECUT	ION LIKELY: Y	es
REVIEWING SUPERVISOR J. Anderson	TITLE DATE Lieutenant 10/15/2020				
CLASSIFIED BY J. Anderson	TITLE Lieutenant	,	DATE 10/15	5/2020	

CDCR SOMS ISST120 - RULES VIOLATION REPORT

' Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 72 of 91

CDCR REPORT NO. IRTR161 - 12 **INCIDENT REPORT PACKAGE**

PAGE:

1 PROCESSED: 10/19/2020 07:28

INCIDENT LOG NUMBER: 00000000013275

REQUESTOR: L. Bales

INCIDENT REPORT SUMMARY

INSTITUTION/PAROLE REGION: SAC - California State Prison, Sacramento

REPORTING FACILITY/PAROLE UNIT: SAC-Z - SAC-STRH

INCIDENT DATE: 10/07/2020 INCIDENT TIME: 09:50:00 DISCOVERY DATE: 10/07/2020 DISCOVERY TIME: 09:50:00

WATCH: 2nd Watch

STATUS: Closed

AS OF DATE: 10/18/2020

CRISIS RESPONSE TEAM ACTIVATED: No

DA REFERRAL ELIGIBLE: Yes

AREA/LOCATION: CELL

HOUSING PROGRAM ASSIGNMENT: General Population

ASU YARD TYPE: Not Applicable

VIDEO SURVEILLANCE OF INCIDENT: Not Applicable

INCIDENT CATEGORY

INCIDENT TYPE

Felony

Conspiracy to Commit Felony Within Jurisdiction of Inst.

SYNOPSIS

On Wednesday, October 07, 2020 inmate DANIEL (J85968) was in violation of California Code of Regulations Title 15, Section 3005 (d)(1), conspiracy to commit murder of a peace officer.

IMMEDIATE NOTIFICATIONS

NONE

DOJ REPORTABLE: Not Applicable

HIGH PROFILE INCIDENT: No

NAME OF ASSISTING LEA:

MUTUAL-AID/LEA: Not Applicable

MAJOR MEDIA ATTENTION: No

NAME OF MEDIA:

INCIDENT STG NEXUS: No

STG NAME

STG SET

STG SUBSET

NONE

STG NOT LISTED

NONE

UNCONTROLLED WEAPONS

QUANTITY

Commercial Stabbing Instrument

CONTROLLED SUBSTANCES

QUANTITY

QUANTITY TYPE

Not Applicable

Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 73 of 91

CDCR

INCIDENT REPORT PACKAGE

PAGE: 2

REPORT NO. IRTR161 - 12

INCIDENT LOG NUMBER: 00000000013275

PROCESSED: 10/19/2020 07:28

REQUESTOR: L. Bales

STAFF INVOLVED

ASSIGNED INSTITUTION/PAROLE REGION: SAC - California State Prison, Sacramento

STAFE NAME: Anderson

ASSIGNED FACILITY/PAROLE UNIT: SAC-S - SAC-Central Service

TITLE: Sergeant

STAFF TYPE: Peace Officer

POST DESCRIPTION: 210341 S ISU 1 SGT **CELL FRONT USE OF FORCE:** Not Applicable

INVOLVEMENT TYPE

Incident Commander

TYPE OF FORCE USED BY REPORTING STAFF

NUMBER OF SHOTS FIRED/DEPLOYMENTS/STRIKES REPORTABLE USE OF FORCE RESULT

Not Applicable

REPORTABLE INJURY

INJURY LOCATION

SBI TYPE

Not Applicable

DESCRIPTION OF INJURY

NONE

TREATMENT:

LOCATION CARE PROVIDED:

REPORTABLE DEATH: Not Applicable

DATE OF DEATH:

MANNER OF DEATH:

STAFF VEHICLE INVOLVED

STAFF VEHICLE INVOLVED: Not Applicable

VEHICLE TYPE: Not Applicable

PLATE #:

VEHICLE YEAR:

MODEL:

MAKE:

COLOR:

Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 74 of 91

CDCR

INCIDENT REPORT PACKAGE

PAGE: 3

PROCESSED: 10/19/2020 07:28

REPORT NO. IRTR161 - 12

INCIDENT LOG NUMBER: 00000000013275

REQUESTOR: L. Bales

STAFF INVOLVED

ASSIGNED INSTITUTION/PAROLE REGION: SAC - California State Prison, Sacramento

STAFF NAME: Ramirez

ASSIGNED FACILITY/PAROLE UNIT: SAC-S - SAC-Central Service

TITLE: Officer

STAFF TYPE: Peace Officer

POST DESCRIPTION: 214058 S ISU 8 CELL FRONT USE OF FORCE: Not Applicable

INVOLVEMENT TYPE

Evidence

Primary

TYPE OF FORCE USED BY REPORTING STAFF

NUMBER OF SHOTS FIRED/DEPLOYMENTS/STRIKES REPORTABLE USE OF

FORCE RESULT

Not Applicable

REPORTABLE INJURY

INJURY LOCATION

SBI TYPE

Not Applicable

DESCRIPTION OF INJURY

NONE

TREATMENT:

LOCATION CARE PROVIDED:

REPORTABLE DEATH: Not Applicable

DATE OF DEATH:

MANNER OF DEATH:

STAFF VEHICLE INVOLVED

STAFF VEHICLE INVOLVED: Not Applicable

PLATE #:

VEHICLE TYPE: Not Applicable

VEHICLE YEAR:

MAKE:

COLOR:

MODEL:

CDCR,

REPORT NO. IRTR161 - 12

INCIDENT REPORT PACKAGE

PAGE:

4

INCIDENT LOG NUMBER: 00000000013275

PROCESSED: 10/19/2020 07:28 **REQUESTOR:** L. Bales

OFFENDER INVOLVED

CDC #: J85968

OFFENDER NAME: DANIEL, BRANT Q.

MENTAL HEALTH CODE: GP - General Population

DDP CODE: NCF

DPPV CODE: DLT/.../.../...

GENDER: Male

RACE: White

ETHNICITY: White

CONTROL DATE: 12/17/2054

TYPE: MEPD

INVOLVEMENT TYPE: Suspect

VIOLENCE TYPE: Not Applicable **EXTRACTION:** Not Applicable

RVR LOG #: 000000007036716

SECURITY LEVEL: Level 4

PLACEMENT SCORE: 383

HOUSING PROGRAM: Short Term Restricted Housing

CUSTODY CLASSIFICATION: Maximum

CONTROLLED WEAPONS

Inmate Manufactured Stabbing Instrument

REPORTABLE INJURY

INJURY LOCATION

SBI TYPE

Not Applicable

DESCRIPTION OF INJURY

NONE

TREATMENT:

LOCATION CARE PROVIDED:

REPORTABLE DEATH: Not Applicable

DATE OF DEATH:

MANNER OF DEATH:

VIDEO INTERVIEW: Not Applicable VIDEO FOLLOWED POLICY: Not Applicable **VIDEO INTERVIEW W/ 48 HOURS:**

ARREST

ARRESTED NEW/PENDING

CHARGES: Not Applicable

ARRESTING AGENCY:

REPORT NUMBER:

BOOKING NUMBER:

CUSTODY LOCATION: OFFENSE TITLE/CODE:

STG AFFILIATIONS

STG NAME

STG SET

STG SUBSET

I - ARYAN BROTHERHOOD (AB)

N/A

Case 2:23-cv-00384-AC Document 1 Filed 03/01/23 Page 76 of 91

CDCR REPORT NO. IRTR161 - 12 INCIDENT REPORT PACKAGE

PAGE:

PROCESSED: 10/19/2020 07:28

INCIDENT LOG NUMBER: 00000000013275

REQUESTOR: L. Bales

STAFF NARRATIVE

STAFF NAME: Anderson, CREATED DATE: 10/13/2020

NARRATIVE TYPE: Initial Report CREATED TIME: 14:59:38

NARRATIVE

On Wednesday, October 7, 2020, Investigative Services Unit (ISU) Correctional Officer S. Ramirez received confidential information describing inmate DANIEL's (J85968) plan of attacking a Correctional Officer and specific location of the weapon DANIEL intended to utilize in his attack. Officer Ramirez immediately searched the specified location (DANIEL's mattress), discovering the weapon. The Inmate Manufactured Weapon (IMW) was cylindrical metal, measuring approximately six inches in length, sharpen to a point, fashioned with a handle. Officer Ramirez captured five digital photographs of the IMW, and location of discovery. The photographs were downloaded to a compact disc (CD); securing the weapon and CD into ISU evidence locker #32.

All appropriate staff was notified. The incident did not warrant a code one response, no alarm was initiated. No Force was used. Evidence was collected, and no injuries incurred to staff. Inmate DANIEL will be charged with a Rules Violation Report for 3006 (a) "Conspiracy to Commit Murder of a Peace Officer" This matter will be referred to the Sacramento County District Attorney's office for possible felony prosecution.

D. Anderson

DATE: 10/13/2020

STAFF SIGNATURE

BADGE #:1

PERNR:

NARRATIVE REVIEWED: Yes
REVIEWED DATE: 10/13/2020

REVIEWED BY STAFF: Stake/ REVIEWED TIME: 15:17:54 CDCR REPORT NO. IRTR161 - 12 **INCIDENT REPORT PACKAGE**

PAGE: 6

PROCESSED: 10/19/2020 07:28

INCIDENT LOG NUMBER: 000000000013275

REQUESTOR: L. Bales

STAFF NARRATIVE

STAFF NAME: Ramirez 1 CREATED DATE: 10/13/2020 NARRATIVE TYPE: Initial Report **CREATED TIME: 11:05:55**

NARRATIVE

On October 7, 2020, while working position as Investigative Services Unit 8 Officer, (POST ID 214058), I received reliable confidential information per California Code of Regulations (CCR), Title 15, Section 3321 (c) (4); divulging the location of an inmate manufactured weapon located inside of the mattress of inmate Brant DANIEL (J85968), (Refer to Confidential CDCR 128-B, dated October 7, 2020, for further details).

Additional confidential information received was DANIEL, a validated Aryan Brotherhood (AB) Security Threat Group-I member, was plotting to assault/murder Correctional Officer A. Arthur. DANIEL was going to conduct the assault/murder on Officer A. Arthur upon his return from surgery at San Joaquin General Hospital (SJGH).

After receiving this information, I immediately had DANIEL removed from his assigned cell in the Short Term Restrict Housing (STRH), cell 197 at California State Prison Sacramento (SAC). DANIEL is currently classified as single cell status.

I conducted a search for the inmate manufactured weapon. The following is a description of the photographs I took.

Photo 1 - Depicts a photo of STRH, cell 197. DANIEL is currently standing at the cell door and is visible through the cell windows.

Photo 2 - Depicts the mattress located inside of STRH, cell 197. I utilized a hand held metal-detector which emitted a beep sound indicating there was some metallic object inside. I opened the mattress and located an inmate manufactured weapon.

Photo 3 - Depicts a view of the inmate manufactured weapon. I utilized a black pen for size reference,

After I completed photographing the inmate manufactured weapon, I collected the evidence and returned back to the ISU office to further process the inmate manufactured weapon.

Photo 4 - Depicts a view of the inmate manufactured weapon on an ISU Evidence Photograph board.

Photo 5 - Depicts a close up view of the inmate manufactured weapon. The inmate manufactured weapon is approximately 6" inches in total length. The inmate manufactured weapon is cylindrical, sharpened to a point on one end, with a handle. The handle is approximately 2 inches long. The metal portion is approximately 3 inches long.

I downloaded 5 digital photographs on a CD-R and placed the inmate manufactured weapon in a sharps container. All evidence was secured inside of ISU. Evidence Locker # 32.

This condudes my involvement in this incident.

STAFF SIGNATURE

S. Ramirez

DATE: 10/13/2020

BADGE #:

PERNR:

NARRATIVE REVIEWED: Yes **REVIEWED DATE: 10/13/2020** REVIEWED BY STAFF: Anderson **REVIEWED TIME: 14:11:55**

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CDCR

REPORT NO. IRTR161 - 12

INCIDENT REPORT PACKAGE

PAGE: 7

PROCESSED: 10/19/2020 07:28

INCIDENT LOG NUMBER: 00000000013275

REQUESTOR: L. Bales

STAFF NARRATIVE

STAFF NAME: Ramirez,

NARRATIVE TYPE: Supplemental Report

CREATED DATE: 10/15/2020

CREATED TIME: 09:13:15

NARRATIVE

The correct spelling is A. Arther.

DATE: 10/15/2020

STAFF SIGNATURE

S. Ramirez

BADGE #:

PERNR:

NARRATIVE REVIEWED: Yes

REVIEWED DATE: 10/15/2020

REVIEWED BY STAFF: Andersor

REVIEWED TIME: 10:36:28

CDCR

INCIDENT REPORT PACKAGE

PAGE:

9

REPORT NO. IRTR161 - 12

INCIDENT LOG NUMBER: 00000000013275

PROCESSED: 10/19/2020 07:28 **REQUESTOR:** L. Bales

ELECTRONIC DOCUMENT

DOCUMENT TYPE: Photograph

TITLE: Location of discover and weapon captured by Officer Ramirez

PREPARED BY STAFF MEMBER INVOLVED: D. Anderson

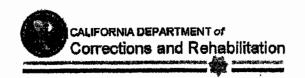
PAGE NUMBER:

3

(If document file type is supported, document will start on the next page)

EXHIBIT F

NOT Guilty HEARING OF 115



2-174

DISCIPLINARY HEARING RESULTS

Institution Name: California State Prison,

Sacramento

Facility: SAC-

Log Number: 00000007036716

STRH

Inmate Name: DANIEL, BRANT Q.

CDC #: J85968

Bed Number: SAC-Z - Z 001H1 -

197001L

TABE Score: 10.8

MH LOC: GP

DDP Status: NCF

DUE PROCESS

Rule Violation #: 3005(d)(1)

Specific Act: Conspire - Murder

Level: Serious

Offense Occurrence: 2nd Occurrence

Offense Division: Division A2

Violation Date: 10/07/2020

Violation Time: 09:50:00

Hearing Date: 08/12/2022

Hearing Time: 10:00:00

Did a laboratory confirm the evidence tested positive for Controlled substances?: N/A

Date	Time Type/Reason		Staff	Elapsed Days
10/13/2020	11:18:40	RVR Ready for Review by Supv.	S. Ramirez	6
10/13/2020	14:22:25	RVR Approved by Supervisor	D. Anderson	6
10/14/2020	11:42:16	Supplemental Report Prepared	S. Ramirez	7
10/14/2020	11:44:19	Supplemental Ready for Review	S. Ramirez	7
10/14/2020	14:57:23	Supplemental Approved by Supervisor	D. Anderson	7
10/15/2020	07:32:45	RVR Ready for Review by Supv.	S. Ramirez	8
10/15/2020	07:35:57	RVR Approved by Supervisor	J. Anderson	8
10/15/2020	07:36:29	RVR Classified	J. Anderson	8
10/15/2020	09:15:56	Notice of Pending Charges Sent to Rcds.	C. Mertz	8
10/17/2020 -	06:42:12	Inmate Copy Served Initial Rules Violation Report	C. Mertz	10
10/17/2020	06:42:27	Hearing Postponed	C. Mertz	10

14:02:30		. 1	i
14:02:30	Inmate Copy Served Incident Report	S. Baldwin	304
14:07:41	Hearing Postponement Revoked by Inmate	S. Baldwin	304
14:35:28	Hearing Postponement Cleared	J. Wall	304
06:42:55	IE Assigned	S. Baldwin	307
09:32:40	IE Interview	D. Inman	325
09:36:38	IE Report Prepared	D. Inman	325
11:41:32	IE Assigned	C. Strickland	336
11:33:00	Hearing Postponed	S. Baldwin	339
08:48:57	Hearing Postponement Revoked by Inmate	G. Cain	568
10:23:10	Hearing Postponement Cleared	G. Cain	568
08:49:37	IE Assigned	G. Cain	576
13:24:01	Medical Evaluation Requested	T. Calamia	588
07:20:21	SA Inmate Interaction	M. Burkhart	589
07:03:00	Hearing Postponed	G. Cain	591
08:51:54	Hearing Postponement Revoked by Inmate	G. Cain	616
08:52:11	Hearing Postponement Cleared	G. Cain	616
12:44:08	IE Report Prepared	M. Corral	645
12:45:21	IE Interview	M. Corral	645
12:52:02	IE Report Ready for Review	M. Corral	645
13:01:36	IE Report Approved By Supervisor	J. White	645
13:08:43	Inmate Copy Served Investigative Report	G. Cain	645
_	14:35:28 06:42:55 09:32:40 09:36:38 11:41:32 11:33:00 08:48:57 10:23:10 08:49:37 13:24:01 07:20:21 07:03:00 08:51:54 08:52:11 12:44:08 12:45:21 12:52:02 13:01:36	14:07:41 Hearing Postponement Revoked by Inmate 14:35:28 Hearing Postponement Cleared 06:42:55 IE Assigned 09:32:40 IE Interview 09:36:38 IE Report Prepared 11:41:32 IE Assigned 11:33:00 Hearing Postponed 08:48:57 Hearing Postponement Revoked by Inmate 10:23:10 Hearing Postponement Cleared 08:49:37 IE Assigned 13:24:01 Medical Evaluation Requested 07:20:21 SA Inmate Interaction 07:03:00 Hearing Postponement Revoked by Inmate 08:51:54 Hearing Postponement Revoked by Inmate 08:52:11 Hearing Postponement Cleared 12:44:08 IE Report Prepared 12:45:21 IE Interview 12:52:02 IE Report Ready for Review 13:01:36 IE Report Approved By Supervisor	14:07:41 Hearing Postponement Revoked by Inmate 14:35:28 Hearing Postponement Cleared 14:35:28 Hearing Postponement Cleared 15. Baldwin 16:42:55 IE Assigned 17. Calamia 18:41:32 IE Assigned 18:41:32 IE Assigned 18:48:57 Hearing Postponement Revoked by Inmate 18:48:57 Hearing Postponement Revoked by Inmate 18:49:37 IE Assigned 18:49:37 IE Assigned 18:49:37 IE Assigned 19:20:21 SA Inmate Interaction 19:20:21 SA Inmate Interaction 19:30:00 Hearing Postponement Revoked by Inmate 19:20:21 SA Inmate Interaction 19:30:40:10 Hearing Postponement Revoked by Inmate 19:40:40:40:40:40:40:40:40:40:40:40:40:40:

All Time Constraints Met?: No

SHO/HO DDP Certified?: Yes

Due Process Additional Information:

HEARING

Subject elected not to participate in the adjudication process by refusing to attend the hearing. An Informational Chrono was generated documenting the refusal to attend the hearing.

	Present, in good hea	olth and ready to	proceed.		
Hearing Ad	ditional Information	n .			
	1				
Hearing 13	Vision Mobility		ISABILIT		
Other Mo			Сюртста		
Requires Accor	nmodation? Yes			•	
		DDP Spe	scific Info	rmation	
128-C2 Review	red? No			Current DDP, 02/19/2003	Status Date:
Old the Report	ing Employee docume	ent the use of A	dantation 9		٠
Ju the Report	ing Employee docume	The the tise of A		Support(3): [14/4]	· (
	Adaptive Support	;: Co	ntribute	How	
	- Angel Marketta				
	Victimization	Co	ntribute	How	
					<u> </u>
	•				
	dditional Information		D)/D bearing		
DAIVIEL Was at	commodated with a t	arian during the	KVK Hearn	ig.	•
		MENTAL HE	ALTH AS	SESSMENT	
	Assessment Requeste			•	
	ntal Health Assessmer	-	,	•	
•	ecommended Staff As	_	•		
Clinical Staff de locumentation	etermined Mental Hea : N/A	ith Symptoms s	trongly inf	luenced behavior and recomme	nded alternate
Clinical Staff de locumentation	etermined Developme : N/A	ntal Disability s	trongly infl	uenced behavior and recommer	ided alternate
Clinical Staff de	etermined Mental Hea	ith Symptoms o	ontributed	to behavior: N/A	
Clinical Staff de	etermined Developme	ntal Disability c	ontributed	to behavior: N/A	
Clinical Staff p	rovided information w	hen assessing t	he penaltie	s: N/A	
		STAF	F ASSIST	ANT	
itaff Assistant	Assigned: No				
eason for ass	ignment of Staff Assis	tant:			
SA Name	Date Assigned	Certified?	Meet 2	4 hours prior to hearing?	Present?

<u> </u>					
Sta	ff Assistant Addition	al Information:			
<u> </u>		TNVFS	STIGATIVE EMPLOYEE	, £ * · · ·	
Inves	tigative Employee Assi				
Reas	on for assignment of Ir	vestigative Employe	ee: Housing Status;Housing Stat	us;Housing Status	
Inv	restigative Employee	Additional Inform	nation:	•	

CONFIDENTIAL INFORMATION

known to inmates, would endanger the safety of person(s).	Confidential Document Number	Author of Confidential Document	Date of Confidential Document	Reviewed by SHO/HO	Deemed Confidential	Reason(s) Information was Deemed Confidential
Continential Continential Sittlement	**					would endanger the safety of person(s). Information which, if known to inmates, would leopardize the security of the institution. Specific medical or Psychological information which, if known to inmates, would be medically or psychologically detrimental to the inmate. Information provided and classified confidential by another governmental agency. A Security Threat Group debrief report, reviewed and approved by the debriefing subject, for placement in the confidential section of the central
Document Source Form Issued Disclosed Reason(s) Deemed Reliable			Disclosure Form		Reason(s) Deemed Reliable

				nas proved Other condependent Independent Information Confidential Incriminatin Part of the confider corroborate by Informaticonfidential Ine confidential Ine confidential Ine confidential Ine confidential	midential sources hely provided the sand mation provided by source is self- g the information provintial source is defined investigation provided by non sources. In dential source is the source in the source is the source in the source is the source in the sourc	the ided by
			1		ce successfully comexamination.	pleted
	The state of the s			E polygraphi	- Commission	
Confidențial	Additional Inform					
- 3	Salary Salari Salari Salari					
			WITNESS	FS	•.	
Witnesses reau	ested at Hearing		WITTHEOU			
Reporting Er		ß Sta	ff Assistant	Investig	ative Employee	
Other		Inm		None		
						
		Non-Inmat			· · · · · · · · · · · · · · · · · · ·	
	Name	F	lank	Туре	Granted?	
Questions A	sked					1
						1
		Inmate V	Vitness(es))		
CDC#	Nam	e		Bed	Granted?	
		•				1
Questions A	sked					
Witness Add	ditional Informati	on:				
				Activities and the second		
	•	DI FA	AND STA	rement		
PLEA/STATEN	MENT: The above ci			ud to subject and ele	ected to plea: Not	Guilty
	ined to make a stat					
	le å statement					
	•					
Comments:						
			, NO. 100 - 2 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 100 - 10	•		

FIND	DINGS
Subject was found: Not Guilty based on a preponderan	ce of evidence.
Lesser Included Charge:	
Level:	Offense Division:
Offense Occurrence:	•
Comments:	

MENTAL HEALTH ASSESSMENT CONSIDERATION

(Documentation of opinions to be used for consideration by the hearing official and the reasoning shall be documented in this section.)

_			_		•-	_
Co	m	m	е	п	ts	٦

EVIDENÇE

The following evidence was used to support the findings:

AVSS Available: No

AVSS Impact:

Comments:

The SHO finds DANIEL not guilty base on the lack of evidence.

DISPOSITION

			SPOSITION					
Sanction Type	Quantity	Mitigated	Interest of Justice	DDP	MH MH	MH- A	Start Date	End Date
Credit Loss			ă	M	S	E I		
Confined to Quarters Days		·	Ø	120	S	厦		
Confined to Quarters Weekends	•		N.	N		厦		
Disciplinary Detention			Ø	嚴	· @	Ø	•	
Privilege Group C			120	Si.	100	M		
Loss of Pay								
Canteen Privileges			i ii	Di.	R.	R		
Phone Privileges			厦	題	3	E.		
Extra Duty			Ñ	3 3	m	厦		

Yard Recreation				p=	<u> </u>	F		
Privileges			•		•			
Day Room Privileges			F.	15°	屑.	<u> </u>		
Packages Privileges			П	स्दि	J .	F		
Property Restrictions			IS .	J	lī.	M		
Visiting Privileges			150	™ .	M	্ নি	•	
Contact Visiting Privileges			1 66	B	<u> </u> 55	 	•	
Contact Visiting (Permanent Loss)								
Loss of Family Visits	स्थानकार विकास स्थापन		IN.	属	IV.	13		
Permanent Loss of Family Visits	•				,	,		
Trust Account Hold				•				
Mandatory Drug Testing								
IEX Control Suit								
Counseled Regarding Mis	conduct:					9		
া Impose Suspended Sa	nctions		Reins	ate Susp	ended Sa	nctions		
Sanction Mitigation Ad	ditional Info	ormation:				•		
(Hearing officials are req	uired to docu	ment whether	a mitigation	, bạsed d	on a MH-A	, is appr	opriate and	the
reasoning used to arrive	at their decis	ion.)						
<u> </u>		Territoria de la composición del composición de la composición de	· .	**				1 a.
Comments:						·····		
Commence:								
Referred to Classification	Committee	ICC			•			
For SHU Term Assessi	ment 🛭 Prog	ram Review	Un-Assignn	nent 🖼	Substance	Abuse	Freatment	
Disposition Addition	ai Informati	on;				•		·
•••								

ENEMY CONCERNS

Not Applicable

Subject states he/she does not have Enemy or Safety Concerns.

One or more of the inmates involved has stated there is lingering animosity towards one another. Therefore,

6	ration alerts for t	the following inmates:Based on the totality of circumstances and/or information garnered by staff, the Hearing Official has determined an enemy situation exists and ensured the below non-confidential separation alerts were entered:
Security Threat Group Nexus?: No	71271 11111111	
Security Threat Group Nexus Additional	Information:	
Security Inteat Group Nexus Additional	Inioiniacion.	الر
	FINAL SECTI	ON
Contraband Type	Disposition	Disposition Comments
Inmate Manufactured Weapon	Removed by Certified Vendor	Inmate Manufactured Weapons will be stored in a secured area until removed from facility grounds by an approved, certified vendor.
Additional Information:		
CP	EDIT RESTOR	ATTON
Subject was advised of his/her right to resto		
Subject was advised Credit Forfeiture for a		
		findings, disposition, and his/her right to appeal
Hearing Official	P	
J. Stigelmayer TITI	LE:	DATE: 08/12/2022
F	NDINGS (BY	CDO)
Subject was found: Not Guilty based on a pre		
Lesser Included Charge:		
Level:	Offer	nse Division:
Offense Occurrence:	CDO	Summary: Affirming The Hearing Results
Comments:		

DISPOSITION (BY CDO)

	DISPOSITION (BY CDO)								
Sanction Type	Quantity	Mitigated	Interest of Justice	DDP	MH	MH- A	Start Date	End Date	
Credit Loss			r _o	F	េ	F			
Confined to Quarters Days			Fi	厉	15	F		_	
Confined to Quarters Weekends			藥		M	F			
Disciplinary Detention			M	1	R	1 %			
Privilege Group C		-	网	M	属	. I ii			
Loss of Pay					·				
Canteen Privileges			層	N)	[80]	1 55			
Phone Privileges	.:::		R	js.	IS	1 78			
Extra Duty			网	Ø	IS	IS.			
Yard Recreation Privileges			A	S	N	31		•	
Day Room Privileges		_	Ø	圆	B	溷 .			
Packages Privileges	,		顧	IS.	88	27			
Property Restrictions			B	属	ন	1 3		n na	
Visiting Privileges			数		<i>7</i> 6	1			
Contact Visiting Privileges				B	Tig.	Ø			
Contact Visiting (Permanent Loss)									
Loss of Family Visits			薆	R	<u> </u>			-	
Permanent Loss of Family Visits						110000000000000000000000000000000000000			
Trust Account Hold		-							

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Mandatory Drug Testing		•						
IEX Control Suit								
Impose Suspended Sanctions Reinstate Suspended Sanctions								
Comments:								
Chief Disciplinary Offic	er							
Comments:		•						
			•			•		
R. Cross		0						
			:		TITLE: CDO		DATE: 08/15/2022	2

CDCR SOMS ISST126 - DISCIPLINARY HEARING RESULTS

1	Your Name BRANT DANIEL J85967
2	Address 100 Box 290066
3	City, State, Zip Code Represa, CA.
4	Telephone Number 95671
5	
6	IN THE UNITED STATES DISTRICT COURT
7	EASTERN DISTRICT OF CALIFORNIA
8	Your Name, BRANT DANIEL
9	Plaintiff,
10	vs. No.
11	Defendant(s), Jeffgeld Lynch,
12	S. RAPirez Defendant(s). PROOF OF SERVICE
13	Desimolas /
14	I, the undersigned, hereby certify that I am over the age of eighteen years and
15	on Feb 22, 2023 , 20 23 , I served a copy of
16	CIVIL COMPLAINT & DEMAND FOR JULY TRUBL
17	by placing a copy in a postage paid envelope addressed to the person hereinafter listed
18	by depositing said envelope in the United States Mail: UNITED STATES DISMICE
19	OF CACIE.
20	(List All Defendants and Addresses Served) SAC CALIF 95914-232
21	SATE LALIE 95814-232
22	I declare under penalty of perjury that the foregoing is true and correct.
23	
24	Det Donnel
25	(Signed)
26	